



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, ILLINOIS 60532-4362

AUG 11 2009

Nawar Mercho, M.D.
Radiation Safety Officer
Providence Medical Group
2723 South 7th Street
Terre Haute, IN 47802

Dear Dr. Mercho:

Enclosed is Amendment No. 09 renewing your NRC Material License No. 13-32192-01 in accordance with your request.

Please note that your license has been renewed for a ten-year term and will not expire until August 31, 2019.

Please review the enclosed document carefully and be sure that you understand all conditions. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region III office at (630) 829-9887 so that we can provide appropriate corrections and answers.

In our review of your renewal application dated February 12, 2009, it appeared that your application had not been completely prepared in accordance with the guidance in NUREG 1556, Vol. 9, Rev. 2, "Consolidated Guidance About Materials Licenses: Program Specific Guidance About Medical Use Licenses, dated January 2008."

This has resulted in your renewed license being incomplete, and a greater compliance burden placed on you, if we were to rely solely on the commitments made in the application dated February 12, 2009 only.

Therefore, we temporarily continued to support your license based upon the previous documents listed in Condition No. 15. In addition, please note that there was a section in your renewal documents that we did not need information submitted, i.e., the training program described in Item 8.

In order to complete your renewed license please provide a written response to the information requested below, addressed to my attention, and reference it as "additional information to control number 317930."

Your written response should be received by our office within 30 days from the date of this letter or please call me to make other arrangements at either (630) 829-9892 or 1-800-522-3025, ext. 9892.

Specifically:

- 1. Your facility diagrams appear to be incomplete in certain aspects, such as the location and types of shielding employed in the department, including the PET/CT scanner room, and whether you utilize a "quiet room." If you do have a "quiet room," where is it located in your department and how is it shielded? Please provide us with revised diagrams, as appropriate or necessary.**

Please review the guidance in NUREG 1556, Vol. 9, Rev. 2, Section 8.16, Item 9: Facility Diagram, as well as Appendix C Table C.3, Item 9, to prepare your response.

- 2. Your commitments for radiation monitoring instruments are incomplete and may restrict your license by not explicitly allowing you the flexibility to upgrade your instruments as necessary in the future.**

In responding, please review the guidance in NUREG 1556, Vol. 9, Rev. 2, Section 8.17 Item 9: "Radiation Monitoring Instruments" and Appendix C, Table C.3, Item 9, and state that, "We reserve the right to upgrade our survey instruments as necessary as long as they are adequate to measure the type and level of radiation for which they are used."

- 3. Your application was silent on the radiation program element for "Area Surveys." In responding, please review the guidance in NUREG 1556, Vol. 9, Rev. 2, Section 8.24 Item 10: "Area Surveys" and Appendix C, Table C.3, and provide appropriate commitments for "Area Surveys."**

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). The NRC's document system is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action against you. This could include issuance of a notice of violation, or imposition of a civil penalty, or an order suspending, modifying or revoking your license as specified in the General Statement of Policy and Procedure for NRC Enforcement Actions.

N. Mercho

Since serious consequences to employees and the public can result from failure to comply with NRC requirements, prompt and vigorous enforcement action will be taken when dealing with licensees who do not achieve the necessary meticulous attention to detail and the high standard of compliance which NRC expects of its licensees.

Sincerely,

A handwritten signature in black ink that reads "Jose Macatangay". The signature is written in a cursive style with a large, stylized initial "J".

Jose Macatangay
Materials Licensing Branch

License No. 13-32192-01
Docket No. 030-35131

Enclosure:

Amendment No. 09