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UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, ILLINOIS 60532-4352

SEP 14 2009

John P. Sutkowski, M.D.
Radiation Safety Officer
Deaconess Hospital
600 Mary Street
Evansville, IN 47747

Dear Dr. Sutkowski:

Enclosed is Amendment No. 89 to your NRC Material License No. 13-00142-02 in accordance with your request in-part. Please note that the changes made to your license are printed in **bold** font.

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.

Please note that I was unable to approve Joe T. Wong, Ph.D. as an Authorized Medical Physicist (AMP) at this time because the information in your letter dated August 31, 2009, was insufficient to complete my review.

If you wish to pursue this request, please submit the information requested below and address it to my attention as “additional information to control number 318261.” We will then continue our review.

Dr. Wong wasn’t approved as an AMP for the high dose rate remote afterloading brachytherapy device (HDR) because he failed to submit a copy of the referenced license which already names him as an AMP for this type of use, as stated in your letter dated August 31, 2009.

Please submit a copy of the California license No. #2356-19 which names Dr. Wong as an Authorized Medical Physicist for the use of HDR.

In addition, I noted that your letter dated August 31, 2009, identifies Dr. Wong as “Joe T. Wong, Ph.D.,” but the curriculum vitae (CV) and specialty board certification accompanying this letter both list only an “M.S.” degree after Dr. Wong’s name. Please clarify which degree is appropriate for Joe T. Wong.

Please also note that, in and of themselves, we do not accept CV’s and we are unable to accept Dr. Wong’s specialty board certification, as neither provide proof that Dr. Wong meets the regulatory requirements listed below to become an AMP on your license.

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The enclosed document contains sensitive security-related information.
When separated from this cover letter this letter is uncontrolled.

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Please refer to the regulatory requirements in 10 CFR 35.13, 35.14, 35.51, 35.57 and 35.59, as appropriate, as well as section 8.11, item 7 and Appendices B, D and E in NUREG 1556, Vol. 9, Rev. 2, for assistance in preparing your response.

If Forms 313a will be used in support of your response, please use the newly revised Forms found on our website at:

[http://www.nrc.gov/reading-rm/doc-collections/forms/nrc313a\(aud\).pdf](http://www.nrc.gov/reading-rm/doc-collections/forms/nrc313a(aud).pdf)

In addition, you may find the guidance in RIS 2003-17 helpful, found at this link on our website:

<http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2003/ri200317.pdf>

Please do not submit resumes, CV's, or personal, proprietary information that we must protect, in accordance with 10 CFR 2.390, such as social security numbers, dates of birth, home addresses or phone numbers, patient records, college transcripts, etc.

Please also be reminded of the provisions in 10 CFR 30.9(a), "Completeness and accuracy of information," ... "(a) Information provided to the Commission by an applicant for a license or by a licensee or information required by statute or by the Commission's regulations, orders, or license conditions to be maintained by the applicant or the licensee shall be complete and accurate in all material respects."

If you have any questions concerning this amendment please contact me at either (630) 829-9892 or 1-800-522-3025, ext. 9892.

NRC's Regulatory Issue Summary (RIS) 2005-31 provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through ADAMS, the NRC's electronic document system. Pursuant to NRC's RIS 2005-31 and in accordance with 10 CFR 2.390, the enclosed license document is exempt from public disclosure because its disclosure to unauthorized individuals could present a security vulnerability. The RIS may be located on the NRC Web site at:

<http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005/ri200531.pdf> and the link for frequently asked questions regarding protection of security related sensitive information may be located at: <http://www.nrc.gov/reading-rm/sensitive-info/faq.html>. A copy of this letter 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

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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.

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,



Jose Macatangay
Materials Licensing Branch

License No. 13-00142-02
Docket No. 030-01580

Enclosure:

Amendment No. 89