



DEPARTMENT OF VETERANS AFFAIRS
Veterans Health Administration
National Health Physics Program (NHPP)
North Little Rock, AR 72114

In Reply Refer To: 598/115HP/NLR

NOV 06 2009

Roy P. Zimmerman
Director, Office of Enforcement
Nuclear Regulatory Commission (NRC)
Washington, D.C. 20555-0001

Re: NRC License 03-23853-01VA; EA-09-038

Dear Mr. Zimmerman:

I am responding to the Office of Enforcement letter dated October 21, 2009. In that letter, NRC asked the Veterans Health Administration (VHA) to agree to waive the statute of limitations for apparent violations for prostate brachytherapy treatment at VA Medical Center, Philadelphia.

By this letter, VHA agrees to waive the 5-year statute of limitations (SOL) for possible medical events at the medical center. Specifically, VHA agrees to waive the SOL for a period of 1 year for each of the possible medical events in which the SOL has not otherwise expired as of the date this letter.

Please contact me at 501-257-1572 if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Gary E. Williams".

Gary E. Williams.
Interim Director, National Health Physics Program

cc: NRC Region III, Regional Administrator