

MATERIALS LICENSE

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and Title 10, Code of Federal Regulations, Chapter I, Parts 30, 31, 32, 33, 34, 35, 36, 39, 40, and 70, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

<p style="text-align: center;">Licensee</p> <p>1. City Hospital</p> <p>2. 2500 Hospital Drive Martinsburg, West Virginia 25401</p>	<p>In accordance with the letter dated December 16, 2009,</p> <p>3. License number 47-15501-01 is amended in its entirety to read as follows:</p> <hr/> <p>4. Expiration date June 30, 2015</p> <hr/> <p>5. Docket No. 030-09218 Reference No.</p>
--	--

- | | | |
|--|---|--|
| <p>6. Byproduct, source, and/or special nuclear material</p> <p>A. Any byproduct material permitted by 10 CFR 35.100</p> <p>B. Any byproduct material permitted by 10 CFR 35.200</p> <p>C. Iodine 125 permitted by 10 CFR 35.400</p> <p>D. Any byproduct material permitted by 10 CFR 35.500</p> | <p>7. Chemical and/or physical form</p> <p>A. Any</p> <p>B. Any</p> <p>C. Sealed Sources
(Medi-Physics, Inc. or Amersham Health Models 6711, 6733, and 6702; IsoAid, LLC Model IAI-125A, Bard Brachytherapy, Inc. Model STM 1251, Best Medical International, Inc. Model 2301, Mills Biopharmaceuticals, LLC Model I-125 SL, BEBIG Model 125.S06, and North American Scientific, Inc. Model MED3631)</p> <p>D. Sealed Sources
(Isotope Product Laboratories Model PHI-0094)</p> | <p>8. Maximum amount that licensee may possess at any one time under this license</p> <p>A. As needed</p> <p>B. As needed</p> <p>C. 5 millicuries per source and 2.5 curies total</p> <p>D. 10 millicuries per source and 40 millicuries total</p> |
|--|---|--|

9. Authorized use:
- A. Any uptake, dilution and excretion study permitted by 10 CFR 35.100.
- B. Any imaging and localization study permitted by 10 CFR 35.200.

**MATERIALS LICENSE
SUPPLEMENTARY SHEET**

License Number
47-15501-01

Docket or Reference Number
030-09218

Amendment No. 31

- C. Any manual brachytherapy procedure permitted by 10 CFR 35.400, for which the patient can be released under the provisions of 10 CFR 35.75.
- D. Diagnostic medical use of sealed sources permitted by 10 CFR 35.500 in compatible devices registered pursuant to 10 CFR 30.32(g).

CONDITIONS

10. Licensed material may be used or stored only at the licensee's facilities located at 2500 Hospital Drive, Martinsburg, West Virginia.
11. The Radiation Safety Officer for this license is Dimitri Misailidis, M. D.
12. Licensed material is only authorized for use by, or under the supervision of:
- A. Individuals permitted to work as an authorized user in accordance with 10 CFR 35.13 and 35.14.
- B. The following individuals are authorized users for medical use as indicated:
- | <u>Authorized Users</u> | <u>Material and Use</u> |
|---------------------------|-------------------------|
| John L. Blanco, M. D. | 35.100, 35.200, 35.500 |
| Hoon Jung, M. D. | 35.100, 35.200, 35.500 |
| Dimitri Misailidis, M. D. | 35.100, 35.200, 35.500 |
| Edward Kiggundu, M. D. | 35.400 |
13. In addition to the possession limits in Item 8, the licensee shall further restrict the possession of licensed material to quantities below the minimum limit specified in 10 CFR 30.35(d) for establishing decommissioning financial assurance.
14. The licensee is authorized to transport licensed material in accordance with the provisions of 10 CFR Part 71, "Packaging and Transportation of Radioactive Material."

**MATERIALS LICENSE
SUPPLEMENTARY SHEET**License Number
47-15501-01Docket or Reference Number
030-09218

Amendment No. 31

15. Except as specifically provided otherwise in this license, the licensee shall conduct its program in accordance with the statements, representations, and procedures contained in the documents, including any enclosures, listed below. This license condition applies only to those procedures that are required to be submitted in accordance with the regulations. Additionally, this license condition does not limit the licensee's ability to make changes to the radiation protection program as provided for in 10 CFR 35.26. The U.S. Nuclear Regulatory Commission's regulations shall govern unless the statements, representations, and procedures in the licensee's application and correspondence are more restrictive than the regulations.
- A. Application dated December 15, 2004 (NRC Form 313, Item 9.1, and Item 9.6 only) [ML043620432]
 - B. Letter dated May 13, 2005 [ML051430474]
 - C. Letter dated June 7, 2005 [ML051600540]
 - D. Letter dated December 14, 2006 [ML063490341]
 - E. Application dated January 22, 2008 [ML080440345]
 - F. Letter dated March 10, 2008 (excluding attachments) [ML080850865]
 - G. Letter dated March 19, 2008 [ML080940358]



For the U.S. Nuclear Regulatory Commission

Date April 27, 2010

By

Original signed by Elizabeth Ullrich

Elizabeth Ullrich
Commercial and R&D Branch
Division of Nuclear Materials Safety
Region I
King of Prussia, Pennsylvania 19406