



Tri-State Medical Center

2628 Fifth Avenue • Huntington, WV 25702

March 18, 2011

Sent via fax to: 610-337-5269

Medical Branch, Division of Nuclear Materials Safety
U.S. NRC Region I
Nuclear Materials Section B
475 Allendale Road
King of Prussia, Pennsylvania 19406-1415

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RE: Transfer of Ownership Amendment Request for
NRC Radioactive Materials License#: 47-25414-01
Tri-State Medical Center, locate at 2628 5th Avenue in Huntington, WV 25702
(*Security-Related Information – Withhold Under 10 CFR 2.390*)

03034584

Dear Sir or Madam:

This letter is to notify you that the owner of the above practice is planning to sell the practice to Dr. Greg Chaney. Note that Dr. Chaney has been a physician involved in this practice for many years and now plans to take over ownership in the very near future. This will be a change in ownership only with no change in practice name, authorized users, radiation safety officer, facilities, types of procedures, or policy and procedures. The sources, possession limits, forms and uses for nuclear imaging, as stated in our current license, will continue to apply. The conditions of our current license will also continue to apply.

To more fully describe these changes, we have completed Appendix G: Information Needed for Transfer of Control fro NUREG-1556, Volume 15. This is attached for your review.

We hope to complete this transfer as soon as possible. If you have any questions regarding this request or should you need any further information, please do not hesitate to contact us. Thank you for your consideration.

Sincerely,

James Norweck, MS, DABR
Radiation Safety Officer
304-710-0172
jnorweck@radiology-inc.com

(304) 529-0000

Fax: (304) 525-0780

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NMSS/RGN1 MATERIALS-002

APPENDIX G: Information Needed for Transfer of Control

The following information is taken from NUREG-1556, Volume 15, "Consolidated Guidance About Materials Licenses: Program-Specific Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Material Licenses."

Definitions

Control: Control of a license is in the hands of the person or persons who are empowered to decide when and how that license will be used. That control is to be found in the person or persons who, because of ownership or authority explicitly delegated by the owners, possess the power to determine corporate policy and thus the direction of the activities under the license.

Transferee: A transferee is an entity that proposes to purchase or otherwise gain control of an NRC-licensed operation.

Transferor: A transferor is an NRC licensee selling or otherwise giving up control of a licensed operation.

Licensees must provide full information and obtain NRC's *prior written consent* before transferring control of the license. Provide the following information concerning changes of control by the applicant (transferor and/or transferee, as appropriate). If any items are not applicable, so state.

1. Provide a complete description of the transaction (transfer of stocks or assets, or merger). Indicate whether the name has changed and include the new name. Include the name and telephone number of a licensee contact whom NRC may contact if more information is needed.
2. Describe any changes in personnel or duties that relate to the licensed program. Include training and experience for new personnel.
3. Describe any changes in the organization, location, facilities, equipment, or procedures that relate to the licensed program.
4. Describe the status of the surveillance program (surveys, wipe tests, quality control) at the present time and the expected status at the time that control is to be transferred.
5. Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity.
6. Confirm that the transferee will abide by all constraints, conditions, requirements, and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program.

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03/02/2011 WED 17:06 FAX →→ Ashland Bellefonte

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Information Required for Change of Control and/or Change of Ownership
(to include a name change)

Please provide the following information concerning changes of control (transferor and/or transferee, as appropriate). If any items are not applicable, so state.

1. Provide a complete description of the transaction (i.e., transfer of stocks or assets, or merger). Indicate whether the name has changed and include the new name. Include the name and telephone number of a licensee contact who NRC may contact if more information is needed.

A. Description of the transaction:

Taking over ownership of the business, Tri-State Medical Center. Only ownership is changing.

B. No name change

New name of licensed organization: _____

C. No change in contact

New contact: Dr. Gregory Chaney

New telephone number: _____

2. Describe any changes in personnel or duties that relate to the licensed program. Include training and experience for new personnel.

A. No changes in personnel having control over licensed activities.

Changes in personnel having control over licensed activities (e.g. officers of a corporation):

B. No changes in personnel named in the license.

Changes in personnel named in the license (e.g. RSO, AUs) - including training, experience and responsibilities:

3. Describe, in detail, any changes in the organization, location, facilities, equipment or procedures that relate to the licensed program.

Organization:

Equipment:

Location:

Procedures:

Facility:

Not applicable

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4. Describe the status of the surveillance program (i.e., surveys, wipe tests, quality control) at the present time and the expected status at the time that control is to be transferred.

A. Description of the status of all surveillance programs:

Up-to-date & in compliance. This will be maintained & unaffected by transfer.

B. Surveillance Items & Records; calibrations, leak tests, surveys, inventories, and accountability requirements will be current at the time of transfer

Yes No (explain)

5. Confirm that all records concerning the safe and effective decommissioning of the facility will be transferred to the transferee or to NRC, as appropriate. These records include documentation of surveys of ambient radiation levels and fixed and/or removable contamination, including methods and sensitivity.

Records transferred to:

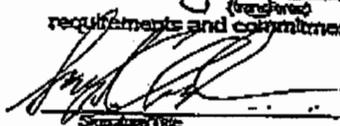
New licensee NRC for license termination Not applicable

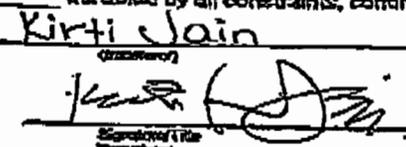
6. Confirm that the transferee will abide by all constraints, conditions, requirements and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program.

Description of proposed licensed program attached

OR

Dr. Gregory Chaney (transferor) Will abide by all constraints, conditions, requirements and commitments of Dr. Kirti Jain (transferee)





Signature Title: Transferor
3-3-11
date

Signature Title: Transferee
3-3-11
date

OR

Not applicable (name change only)

Certifying Officer - Signature

Date

Certifying Officer - Typed name and title