

U. S. Nuclear Regulatory Commission
Region III
Materials Licensing Section
2443 Warrenville Road, Suite 210
Lisle, Illinois 60532-4352

License Number 24-32304-01

Dear Materials Licensing Section:

This is a combined notification/amendment request. For compliance with 35.14(b)(1), this is written notification that Brenda Overschmidt has permanently discontinued her duties as Radiation Safety Officer (RSO) under our license. For compliance with 13.14(b)(2), this is written notification that John M. Mohart, M.D. (Authorized User) is our temporary RSO and is performing the functions of an RSO. In accordance with 35.13(c) we are requesting that John M. Mohart, M.D., be listed as the RSO on our license. Attached is Administrations appointment of Dr. Mohart as RSO and his acceptance of the RSO responsibilities and duties. An NRC FORM 313A (unsigned attestation) for Dr. Mohart is attached. Brenda Overschmidt is no longer associated with Patients First Healthcare and we are not able to get a signed attestation. Under 35.19 we are requesting an exemption from the requirement of 35.50(d) and since Dr. Mohart meets the requirements of 35.50(c)(2), we request that he be listed as the RSO on our license.

If you have any additional questions, please contact me at (636) 221-2552.

Sincerely,



Joseph Gubbles, CEO

9/30/11

Date

RECEIVED OCT 05 2011

WWW.PATIENTSFIRSTHC.COM

Audiology
Cardiology
Dermatology
ENT/Otolaryngology

Family Medicine
Gastroenterology
General Surgery
Gynecology

Internal Medicine
Neurology/Sleep
Disorders
Orthopedics

Pain Management
Pediatrics
Plastic/Reconstructive
Surgery

Radiology
Urgent Care
Urology

Duties and Responsibility of the Radiation Safety Officer as authorized under §35.24(c).

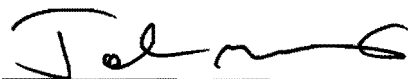
The Radiation Safety Officer(RSO) is responsible for implementing the radiation safety program. The licensee, through the Radiation Safety Officer, shall ensure that radiation safety activities are being performed in accordance with approved procedures and regulatory requirements in the daily operation of the licensee's Radioactive Material Program.

The duties and responsibilities of the Radiation Safety Officer will include ensuring the following:

- Stopping unsafe activities involving licensed material;
- Radiation exposures are ALARA;
- Up-to-date radiation protection procedures in the daily operation of the licensee's byproduct material program are developed, distributed, and implemented;
- Possession, use, and storage of licensed material is consistent with the limitations in the license, the regulations, the SSDR Certificate(s), and the manufacturer's recommendations and instructions;
- Personnel training is conducted and is commensurate with the individual's duties regarding licensed material;
- Documentation is maintained to demonstrate that individuals are not likely to receive, in one year, a radiation dose in excess of 10% of the allowable limits or that personnel monitoring devices are provided;
- When necessary, personnel monitoring devices are used and exchanged at the proper intervals, and records of the results of such monitoring are maintained;
- Licensed material is properly secured;
- Documentation is maintained to demonstrate, by measurement or calculation, that the total effective dose equivalent to the individual likely to receive the highest dose from the licensed operation does not exceed the annual limit for members of the public;
- Proper authorities are notified of incidents such as loss or theft of licensed material, damage to or malfunction of sealed sources, and fire;

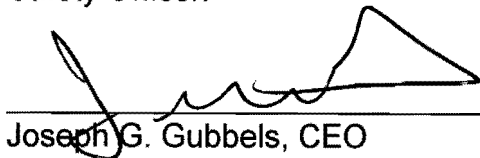
- Medical events and precursor events are investigated and reported to NRC, and cause(s) and appropriate corrective action(s) are identified, and timely corrective action(s) are taken;
- Audits of the radiation protection program are performed at least annually and documented;
- If violations of regulations, license conditions, or program weaknesses are identified, effective corrective actions are developed, implemented, and documented;
- Licensed material is transported, or offered for transport, in accordance with all applicable DOT requirements;
- Licensed material is disposed of properly;
- Appropriate records are maintained; and
- An up-to-date license is maintained and amendment and renewal requests are submitted in a timely manner.

I accept the duties and responsibilities of the Radiation Safety Officer for Patients First Health Care, LLC, Lic. No. 24-32304-01.



John M. Mohart, MD.
Authorized User - 35.200 materials

Administration of Patients First Health Care, LLC appoints Dr. Mohart as Radiation Safety Officer.



Joseph G. Gubbels, CEO

9/30/11
Date

**RADIATION SAFETY OFFICER TRAINING AND EXPERIENCE
AND PRECEPTOR ATTESTATION**
[10 CFR 35.50]APPROVED BY OMB: NO. 3150-0120
EXPIRES: 3/31/2012

Name of Proposed Radiation Safety Officer

John M. Mohart, M.D.

Requested Authorization(s) *The license authorizes the following medical uses (check all that apply):*

- ☒ 35.100 ☒ 35.200 ☐ 35.300 ☐ 35.400 ☐ 35.500 ☐ 35.600 (remote afterloader)
☐ 35.600 (teletherapy) ☐ 35.600 (gamma stereotactic radiosurgery) ☐ 35.1000 (_____)

PART I -- TRAINING AND EXPERIENCE
(Select one of the four methods below)

*Training and Experience, including board certification, must have been obtained within the 7 years preceding the date of application or the individual must have obtained related continuing education and experience since the required training and experience was completed. Provide dates, duration, and description of continuing education and experience related to the uses checked above.

☐ **1. Board Certification**

- Provide a copy of the board certification.
- Use Table 3.c. to describe training in radiation safety, regulatory issues, and emergency procedures for all types of medical use on the license.
- Skip to and complete Part II Preceptor Attestation.

OR☐ **2. Current Radiation Safety Officer Seeking Authorization to Be Recognized as a Radiation Safety Officer for the Additional Medical Uses Checked Above**

- Use the table in section 3.c. to describe training in radiation safety, regulatory issues, and emergency procedures for the additional types of medical use for which recognition as RSO is sought.
- Skip to and complete Part II Preceptor Attestation.

OR☐ **3. Structured Educational Program for Proposed Radiation Safety Officer****a. Classroom and Laboratory Training**

Description of Training	Location of Training	Clock Hours	Dates of Training*
Radiation physics and instrumentation			
Radiation protection			
Mathematics pertaining to the use and measurement of radioactivity			
Radiation biology			
Radiation dosimetry			
Total Hours of Training:			

RADIATION SAFETY OFFICER TRAINING AND EXPERIENCE AND PRECEPTOR ATTESTATION (continued)

3. Structured Educational Program for Proposed Radiation Safety Officer (continued)

b. Supervised Radiation Safety Experience

(If more than one supervising individual is necessary to document supervised work experience, provide multiple copies of this section.)

Description of Experience	Location of Training/ License or Permit Number of Facility	Dates of Training*
Shipping, receiving, and performing related radiation surveys		
Using and performing checks for proper operation of instruments used to determine the activity of dosages, survey meters, and instruments used to measure radionuclides		
Securing and controlling byproduct material		
Using administrative controls to avoid mistakes in administration of byproduct material		
Using procedures to prevent or minimize radioactive contamination and using proper decontamination procedures		
Using emergency procedures to control byproduct material		
Disposing of byproduct material		
Licensed Material Used (e.g., 35.100, 35.200, etc.)+ _____ _____ _____		

+ Choose all applicable sections of 10 CFR Part 35 to describe radioisotopes and quantities used: 35.100, 35.200, 35.300, 35.400, 35.500, 35.600 remote afterloader units, 35.600 teletherapy units, 35.600 gamma stereotactic radiosurgery units, emerging technologies (provide list of devices).

RADIATION SAFETY OFFICER TRAINING AND EXPERIENCE AND PRECEPTOR ATTESTATION (continued)

3. Structured Educational Program for Proposed Radiation Safety Officer (continued)

b. Supervised Radiation Safety Experience (continued)

(If more than one supervising individual is necessary to document supervised work experience, provide multiple copies of this section.)

Supervising Individual	License/Permit Number listing supervising individual as a Radiation Safety Officer
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This license authorizes the following medical uses:

<input type="checkbox"/> 35.100	<input type="checkbox"/> 35.200	<input type="checkbox"/> 35.300	<input type="checkbox"/> 35.400
<input type="checkbox"/> 35.500	<input type="checkbox"/> 35.600 (remote afterloader)	<input type="checkbox"/> 35.600 (teletherapy)	
<input type="checkbox"/> 35.600 (gamma stereotactic radiosurgery)	<input type="checkbox"/> 35.1000 ()		

c. Describe training in radiation safety, regulatory issues, and emergency procedures for all types of medical use on the license.

Description of Training	Training Provided By	Dates of Training*
Radiation safety, regulatory issues, and emergency procedures for 35.100, 35.200, and 35.500 uses	Washington University School of Medicine, St. Louis, MO Lic. # 24-00167-11	7/01/02 thru 6/30/05
Radiation safety, regulatory issues, and emergency procedures for 35.300 uses		
Radiation safety, regulatory issues, and emergency procedures for 35.400 uses		
Radiation safety, regulatory issues, and emergency procedures for 35.600 - teletherapy uses		
Radiation safety, regulatory issues, and emergency procedures for 35.600 - remote afterloader uses		
Radiation safety, regulatory issues, and emergency procedures for 35.600 - gamma stereotactic radiosurgery uses		
Radiation safety, regulatory issues, and emergency procedures for 35.1000, specify use(s):		

3. Structured Educational Program for Proposed Radiation Safety Officer (continued)

- Supervising Individual** If training was provided by supervising RSO, AU, AMP, or ANP. (If more than one supervising individual is necessary to document supervised training, provide multiple copies of this page.)

☐ 35.100 ☐ 35.200 ☐ 35.300 ☐ 35.400
☐ 35.500 ☐ 35.600 (remote afterloader) ☐ 35.600 (teletherapy)
☐ 35.600 (gamma stereotactic radiosurgery) ☐ 35.1000 (

- OR**

- ## PART II – PRECEPTOR ATTESTATION

OR

- OR**

RADIATION SAFETY OFFICER TRAINING AND EXPERIENCE AND PRECEPTOR ATTESTATION (continued)

Preceptor Attestation (continued)

First Section (continued)

Check one of the following:

☐ **3. Additional Authorization as Radiation Safety Officer**

☐ I attest that _____ is an
Name of Proposed Radiation Safety Officer

☐ Authorized User

☐ Authorized Nuclear Pharmacist

☐ Authorized Medical Physicist

identified on the Licensees license and has experience with the radiation safety aspects of similar type of use of byproduct material for which the individual has Radiation Safety Officer responsibilities

AND

Second Section

Complete for all (check all that apply):

☐ I attest that _____ has training in the radiation safety, regulatory issues, and
Name of Proposed Radiation Safety Officer

emergency procedures for the following types of use:

☐ 35.100

☐ 35.200

☐ 35.300 oral administration of less than or equal to 33 millicuries of sodium iodide I-131, for which a written directive is required

☐ 35.300 oral administration of greater than 33 millicuries of sodium iodide I-131

☐ 35.300 parenteral administration of any beta-emitter, or a photon-emitting radionuclide with a photon energy less than 150 keV for which a written directive is required

☐ 35.300 parenteral administration of any other radionuclide for which a written directive is required

☐ 35.400

☐ 35.500

☐ 35.600 remote afterloader units

☐ 35.600 teletherapy units

☐ 35.600 gamma stereotactic radiosurgery units

☐ 35.1000 emerging technologies, including:

RADIATION SAFETY OFFICER TRAINING AND EXPERIENCE AND PRECEPTOR ATTESTATION (continued)

AND

**Third Section
Complete for ALL**

☐ I attest that _____ has achieved a level of radiation safety knowledge
Name of Proposed Radiation Safety Officer
sufficient to function independently as a Radiation Safety Officer for a medical use licensee.

**Fourth Section
Complete the following for Preceptor Attestation and signature**

I am the Radiation Safety Officer for _____
Name of Facility

License/Permit Number: _____

Name of Preceptor

Signature

Telephone Number

Date

35.19 Specific Exemption

09/22/2011

August 2006. Operations will commence in mid-2009, reaching full capacity in 2013.

On April 13, 2007, the NRC issued a license to USEC Inc. to construct and operate a gas centrifuge enrichment plant in Piketon, Ohio, at the existing Portsmouth Gaseous Diffusion Plant (GDP) site. The new facility is called the American Centrifuge Plant (ACP). Facility construction began in May 2007, and will continue for 5 years through 2012. The ACP will begin initial production in 2009, reaching peak production in 2012.

AREVA NC Inc. (AREVA) met with the NRC in a closed meeting on May 21, 2007, and shortly thereafter went public with its plans to construct and operate a gas centrifuge uranium enrichment facility in the United States. The schedule proposed by AREVA is to select a site by the end of 2007, submit an application by mid 2008, have a license issued by mid 2010, start construction in late 2010, and begin operating in 2013.

In a letter dated June 29, 2007, General Electric Nuclear (GE) submitted an application to amend its Materials License SNM-1097 to authorize operation of a laboratory scale test loop and other experimental equipment for laser enrichment process research and development within the existing GE fuel manufacturing facility in Wilmington, North Carolina. GE intends to submit an application for a full-scale commercial uranium enrichment facility in early 2008.

For more information related to gas centrifuge uranium enrichment facility licensing, visit our website at <http://www.nrc.gov/materials/fuel-cycle-fac/gas-centrifuge.html>.

(Contact: Brian W. Smith, Office of Nuclear Material Safety and Safeguards, 301-492-3137; e mail: bws1@nrc.gov)

ATTESTATIONS FOR AUTHORIZED INDIVIDUALS SEEKING RSO STATUS

10 CFR 35.50 "Training for Radiation Safety Officer" provides several training and experience (T&E) pathways for individuals seeking authorization as the Radiation Safety Officer (RSO) for a medical use license. Paragraph (c)(2) establishes a pathway for authorized individuals (Authorized Medical Physicists, Authorized Nuclear Pharmacists, or Authorized Users) seeking RSO status, provided

that the authorized individual is identified on the licensee's license and has experience with the radiation safety aspects of similar types of use of byproduct material for which the individual is seeking to assume RSO responsibilities. Paragraph (d) of 10 CFR 35.50 presently requires a written attestation¹, signed by a preceptor RSO, applicable to all pathways, including the (c)(2) pathway for authorized individuals. However, feedback to NRC from stakeholders (licensees, authorized individuals seeking RSO status) has indicated that obtaining the currently-required preceptor RSO attestations for already-authorized individuals has been problematic, for a variety of reasons, and has impeded the appointment of authorized individuals as RSOs.

As a result of this feedback, the NRC examined the basis for this requirement and determined that needing a preceptor RSO attestation for authorized individuals seeking RSO status was an unintended consequence that occurred during the 2005 revision to the 10 CFR Part 35 T&E requirements. Specifically, the proposed rule (published for comment in the Federal Register on December 9, 2003) did not require RSO preceptor attestations for authorized individuals seeking RSO status. However, a change unrelated to this issue was made to the regulatory framework of 10 CFR 35.50 that inadvertently resulted in applying the requirement for the preceptor statement to these authorized individuals. The NRC does not believe that this requirement should be applicable to these authorized individuals, since their radiation safety-related training and experience has already been reviewed and accepted by NRC during the process through which they were granted authorized status. Additionally, these individuals' radiation safety performance has been subject to review during NRC inspections of licensee activities.

Accordingly, NRC intends to pursue rulemaking to eliminate the provision requiring RSO preceptor attestation for an authorized individual seeking RSO status for a medical use license. The standard procedures for rulemaking, including providing opportunity for public comment, will be followed.

Until the rulemaking is concluded, a licensee experiencing difficulty in obtaining the preceptor attestation required in 10 CFR 35.50(d) for an authorized individual seeking RSO status can request an exemption from this requirement under 10 CFR 35.19, "Specific exemptions."

¹ The attestation is a written statement that the applicant has completed training (i.e., has training in the radiation safety, regulatory issues, and emergency preparedness) and has achieved a level of radiation safety knowledge sufficient to

(Contact: Ronald Zelac, Office of Federal and State Materials and Environmental Programs, 301-415-7635; e-mail: rez@nrc.gov)

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Washington, MO 63090



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