

U.S. NUCLEAR REGULATORY COMMISSION

**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>Licensee</p> <p>1. Davis Memorial Hospital</p> <p>2. P. O. Box 1484 Elkins, West Virginia 26241-1484</p>	<p>In accordance with the letter dated July 26, 2011,</p> <p>3. License number 47-24864-01 is amended in its entirety to read as follows:</p> <hr/> <p>4. Expiration date March 31, 2012</p> <hr/> <p>5. Docket No. 03029484 Reference No.</p>
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<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. Any byproduct material permitted by 10 CFR 35.300</p>	<p>7. Chemical and/or physical form</p> <p>A. Any</p> <p>B. Any</p> <p>C. Any</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. 1500 millicuries</p>
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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.
  - C. Any diagnostic study or therapy procedure permitted by 10 CFR 35.300.

CONDITIONS

- 10. Licensed material may be used or stored only at the licensee's facilities located at Reed Street and Gorman Avenue, Elkins, West Virginia.
- 11. The Radiation Safety Officer for this license is Steven Barnett, 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.

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03029484

Amendment No. 23

- B. The following individuals are authorized users for medical use as indicated:

<u>Authorized Users</u>	<u>Material and Use</u>
Steven Barnett, M.D.	35.100; 35.200
Charles D. Burtner, M.D.	35.100; 35.200; 35.300
Frederick J. Gabriel, M.D.	35.100; 35.200; 35.300
Timothy B. Hetzer, M.D.	35.100; 35.200
Jon LaPlante, M.D.	35.100; 35.200; 35.300
John Leon, M.D.	35.100; 35.200; 35.300
Walter Parke Thrush, M.D.	35.100; 35.200; 35.300

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."

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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.

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|----|------------------------------------|---------------|
| A. | Application dated August 9, 1991   | [ML020860544] |
| B. | Application dated January 31, 1992 | [ML020860522] |
| C. | Letter dated September 29, 1993    | [ML020860516] |
| D. | Letter dated October 19, 2000      | [ML003762635] |
| E. | Letter dated May 9, 2001           | [ML011410562] |
| F. | Application dated October 24, 2001 | [ML012990321] |
| G. | Application dated January 31, 2002 | [ML020860381] |
| H. | Letter dated March 11, 2002        | [ML020860379] |
| I. | Letter dated April 29, 2003        | [ML031320052] |
| J. | Letter dated May 21, 2003          | [ML031420775] |
| K. | Letter dated July 22, 2003         | [ML032060305] |
| L. | Letter dated January 20, 2004      | [ML040300627] |
| M. | Letter dated April 13, 2004        | [ML041260082] |
| N. | Letter dated May 26, 2004 (fax)    |               |
| O. | Letter dated July 27, 2004         | [ML042170103] |
| P. | Letter dated June 4, 2007          | [ML071703110] |
| Q. | Letter dated May 10, 2008          | ML081640243]  |
| R. | Letter dated July 2, 2008          | [ML082060214] |

For the U.S. Nuclear Regulatory Commission

***Original signed by Janice Nguyen***

Date December 1, 2011

By \_\_\_\_\_

Janice Nguyen  
Medical Branch  
Division of Nuclear Materials Safety  
Region I  
King of Prussia, Pennsylvania 19406