



UNITED STATES  
**NUCLEAR REGULATORY COMMISSION**

REGION III  
2443 WARRENVILLE ROAD, SUITE 210  
LISLE, ILLINOIS 60532-4352

**TELEFAX TRANSMITTAL**

DATE August 13, 2014

NUMBER OF PAGES 7

SEND TO Robert T. Anger, Jr., M.S. - Radiation Safety Officer - Regarding  
Monroe Hospital, NRC License 13-32773-01.

LOCATION Indiana

FAX NUMBER (317) 581-1931

VERIFY BY CALLING

FROM: Bill Reichhold  
(Sender)

TELEPHONE NUMBER (630) 829-9839

FAX NUMBER (630) 515-1078

If you do not receive the complete fax transmittal, please contact the sender as soon as possible at the telephone number provided above.

MESSAGE See accompanying documents.

**NOTICE**

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you received this communication in error, please notify the sender immediately by telephone and return the original to the above address, by U.S. Mail. Thank You.

We have noted that Monroe Hospital, NRC License 13- 32773-01 has filed for bankruptcy. NRC requirements for licensees that are the subject of a bankruptcy filing can be found in 10 CFR (U.S. Code of Federal Regulations) 30.34(h). The purpose of the regulations is to ensure that public health and safety is adequately protected and that radioactive material is properly controlled. (Please see accompanying copy of 30.34 (h)).

Please provide the following additional information:

1. (a) Please identify what radionuclides are possessed by your hospital at this time.  
  
(b) Please indicate if you plan to dispose of any of your radionuclides during bankruptcy proceedings.
2. For each of the radionuclides identified above, please specify if the radionuclide(s) are in use or in secured storage at this time.
3. Please indicate if there has been in changes in the Radiation Safety Officer or authorized user(s) for the radionuclides.
4. Please submit a written notification of the bankruptcy to the NRC Region 3, Administrator, as required by 10 CFR 30.34.

Please provide the following:

Name of bankruptcy court where petition was filed.

Date bankruptcy petition was filed.

Please see attached form.

5. Please specify the type of bankruptcy filed, such as Chapter 11, 12, or 13.
6. Please describe any changes that are planned for the company operations and use/storage/disposition of the radionuclides during the bankruptcy proceedings.

7. Please indicate the anticipated date when the bankruptcy will end.
8. Please specify any other affiliated facilities that may also have radionuclides that require an NRC license. If so what radionuclides do they possess and specify the license number and location of the facility.
9. Please specify who will be the contact person and at what frequency will they update the NRC concerning any changes in the status of the radionuclides during the bankruptcy proceedings. Please make sure you immediately contact the NRC of any change in status of use, security and/or storage of the radionuclides and any change in the individual(s) responsible for the radionuclides.
10. Please identify any generally licensed radionuclides you may possess at your facilities.
11. Please specify if you use any PET radionuclides.
12. Please specify how long the hospital has been in operation.
13. Please be reminded that you cannot change ownership/control without prior consent from the NRC as required by 10 CFR 30.34(b). Please see the accompanying ownership/control change information.
14. Please specify if you own the NRC any fees.

Please send a facsimile of your response to the above to William Reichhold at (630) 515-1078 as soon as possible.

Please include a cover letter on company letterhead, date and sign (signed by an individual who is authorized to sign official documents on behalf of the licensee) with your response letter. Please call me at 630-829-9839 if you have any questions.

***In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this facsimile and the attached documents will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). The NRC's document system is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room).***

From the desk of:

A handwritten signature in cursive script that reads "Bill Reichhold".

Bill Reichhold

rubidium-82 from strontium-82/rubidium-82 generators shall test the generator eluates for molybdenum-99 breakthrough or strontium-82 and strontium-85 contamination, respectively, in accordance with § 35.204 of this chapter. The licensee shall record the results of each test and retain each record for 3 years after the record is made.

(h)(1) Each general licensee that is required to register by § 31.5(c)(13) of this chapter and each specific licensee shall notify the appropriate NRC Regional Administrator, in writing, immediately following the filing of a voluntary or involuntary petition for bankruptcy under any chapter of title 11 (Bankruptcy) of the United States Code by or against:

(i) The licensee;

(ii) An entity (as that term is defined in 11 U.S.C. 101(14)) controlling the licensee or listing the license or licensee as property of the estate; or

(iii) An affiliate (as that term is defined in 11 U.S.C. 101(2)) of the licensee.

(2) This notification must indicate:

(i) The bankruptcy court in which the petition for bankruptcy was filed; and

(ii) The date of the filing of the petition.

(i) Security requirements for portable gauges.

Each portable gauge licensee shall use a minimum of two independent physical controls that form tangible barriers to secure portable gauges from unauthorized removal, whenever portable gauges are not under the control and constant surveillance of the licensee.

(j)(1) Authorization under § 30.32(j) to produce Positron Emission Tomography (PET) radioactive drugs for noncommercial transfer to medical use licensees in its consortium does not relieve the licensee from complying with applicable FDA, other Federal, and State requirements governing radioactive drugs.

(2) Each licensee authorized under § 30.32(j) to produce PET radioactive drugs for noncommercial transfer to medical use licensees in its consortium shall:

(i) Satisfy the labeling requirements in § 32.72(a)(4) of this chapter for each PET radioactive drug transport radiation shield and each syringe, vial, or other container used to hold a PET radioactive drug intended for noncommercial distribution to members of its consortium

Attachment  
INFORMATION TO NOTIFY NRC OF BANKRUPTCY

1. Name of bankruptcy court where petition was filed. \_\_\_\_\_
2. Date bankruptcy petition was filed. \_\_\_\_\_

Your assistance is requested in identifying any other entities that may have NRC or Agreement State licenses that may be affected by the bankruptcy.

<u>Company Name</u>	<u>Address</u>	<u>Telephone Number</u>
_____	_____	_____
_____	_____	_____

## **Change of Control Information**

**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 who 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.
7. Provide documentation that the transferor and transferee agree to the change in ownership or control of the licensed material and activity, and the conditions of transfer; and the transferee is made aware of all open inspection items and its responsibility for possible resulting enforcement actions.