



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
2443 WARRENVILLE RD. SUITE 210
LISLE, IL 60532-4352

APR 08 2015

Robert Dyson, B.S., CNMT
Radiation Safety Officer
Kentuckiana Medical Center
4601 Medical Plaza Way
Clarksville, IN 47129

SUBJECT: REQUEST FOR CONSENT TO DIRECT LICENSE TRANSFER AND
AMENDMENT

Dear Mr. Dyson:

By the letter dated, March 23, 2015, Kentuckiana Medical Center submitted to the U. S. Nuclear Regulatory Commission (NRC) a Request for Consent to Direct License Transfer of NRC Materials License 13-32796-01. Based on the information provided, we understand that there was a direct license transfer from Kentuckiana Medical Center that was the result of a reorganization where RL BB-IN KRE OP, LLC became the owner with RL BB-IN KRE, LLC (Rialto) as the sole member and a change of management of Kentuckiana Medical Center through a management services agreement with Galichia Hospital Group. This transaction resulted in control of Kentuckiana Medical Center being directly transferred to Rialto and Galichia Hospital Group. We further understand that this transfer will not result in any change to the name, licensed materials, persons using the license material, location of use of licensed material, or persons responsible for the licensee's radiation safety program. Enclosed is Amendment No. 2 in accordance with your request. Please note that the changes made to your license are printed in **bold font**.

Based on the above understandings and as more fully detailed in the enclosed NRC staff's Safety Evaluation Report which documents the NRC staff's review of the request, the NRC consents to the direct transfer of control.

The transferee Rialto and Galichia Hospital Group should note their new responsibility and liability as an NRC licensee. Specifically, responsibility is emphasized with regard to any ongoing NRC inspection and enforcement issues, investigations, facility decontamination and decommissioning funding resources. Please be advised, change of ownership/control cannot be transferred without **prior** written consent from the NRC (10 CFR 30.34 (b)). A copy of this regulation may be found on the NRC website at <http://www.nrc.gov/reading-rm/doc-collections/cfr/part030/part030-0034.html>. Also, please see 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". A copy of this guidance may be found on the NRC website at <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1556/v15/>.

Since serious consequences to employees and the public can result from failure to comply with NRC requirements, prompt and vigorous enforcement action will be taken when dealing with licensees who do not achieve the necessary meticulous attention to detail and the high standard of compliance which the NRC expects of its licensees.

R. Dyson

The NRC published in the *Federal Register* (76 FR 34773; June 14, 2011), its policy statement on safety culture. This policy statement sets forth agency expectations that individuals and organizations involved in NRC-regulated activities establish and maintain a positive safety culture proportionate to the safety and security significance of their activities and the nature and complexity of their organizations. Additionally, the NRC has developed a brochure (NUREG/BR-0500, "Safety Culture Policy Statement," issued June 2011) and a Regulatory Issue Summary 2012-01 dated January 17, 2012 (ML112940226) that are intended to aid stakeholders in understanding the safety culture traits. The policy statement, including relevant background documents, *Federal Register* notices, meeting notices, and presentations made at public meetings, can be accessed on the NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. The Web site also includes the safety culture brochure and tools (e.g., case studies) that support the policy statement.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter and enclosures will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Please contact me at 630-829-9839 if you have any questions.

Sincerely,



William P. Reichhold
Materials Licensing Branch

License No. 13-32796-01
Docket No. 030-38288

Enclosures:
Amendment No. 2
Safety Evaluation Report