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RELATED CORRESPONDENCE

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

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March 8, 1994

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Marcy I. Colkitt
General Counsel
Oncology Services Corporation
P.O. Box 607
Indiana, PA 15701-0607

OFFICE OF SECRETARY
NUCLEAR REGULATORY COMMISSION

VIA TELECOPY AND U.S. MAIL

In the Matter of
Oncology Services Corporation
Byproduct Material License No. 37-28540-01
Docket No. 030-31765-EA

Dear Ms. Colkitt:

In response to your letter dated March 7, 1994, I wish to clarify certain misunderstandings you apparently have regarding the scope of the protective order issued by the Board in the above-captioned proceeding. The protective order covers 19 specific documents which are related to the issue of false statements made by Dr. Bauer to the NRC. This issue has been accepted by the Department of Justice as warranting further criminal investigation into possible violations of federal law. As stated in the Staff's Second Status Report of Criminal Referrals to the Department of Justice, dated March 7, 1994, there have been no new developments with respect to this investigation. The Department of Justice has not indicated that the 19 documents covered by the protective order no longer need to be protected. The Staff, therefore, does not intend to release the 19 documents in the above-captioned proceeding, at this time.

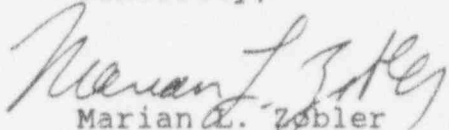
In addition, in light of the clear record of the prehearing conference, no "misimpression" could have possibly been left regarding the intent of OI to make a written referral to the Department of Justice. The Staff informed the Board, in the Staff's Status Report on Criminal Referrals to the Department of Justice, filed on February 7, 1994, that an oral referral of a

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matter was made to the Middle District of Pennsylvania. The Staff further explained, on February 24, 1994, that the matter orally referred was the same matter which OI had intended to refer to DOJ in writing.

Sincerely,


Marian L. Zabler
Counsel for NRC Staff

cc: Service List