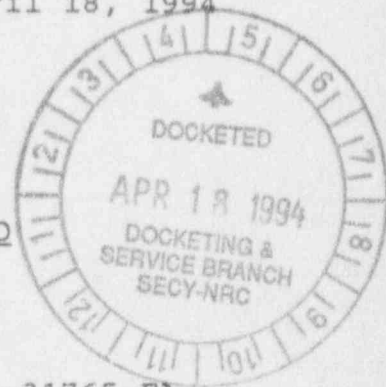


14906
April 18, 1994

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)
)
ONCOLOGY SERVICES CORPORATION) Docket No. 030-31765-EA
)
(Byproduct Material) EA No. 93-006
License No. 37-28540-01))

RESPONSE OF OSC TO REQUEST OF ATOMIC SAFETY
AND LICENSING BOARD FOR CLARIFICATION OF
OUTSTANDING DISCOVERY OBJECTIONS

Oncology Services Corporation ("OSC") files the above-captioned pleading in this matter by request of the Atomic Safety and Licensing Board ("Board") and in connection therewith states as follows:

1. On or about March 4, 1994, OSC filed "Response of Oncology Services Corporation to NRC Staff's First Set of Interrogatories and Request for Production of Documents and Request for Admissions" (hereinafter "Response") which contained two general objections. The objections related to (1) the issue of clarification by the Staff of the specifics of the "criminal referrals" and (2) failure by the Staff to produce the transcripts of statements taken in connection with the investigation.
2. On April 11, 1994, a conference call regarding discovery was held among the parties and Judge Bollwerk. At such time Judge Bollwerk inquired whether any of OSC's objections contained in the Response were now moot.
3. With respect to the objection regarding the criminal referral issue, OSC continues to make its

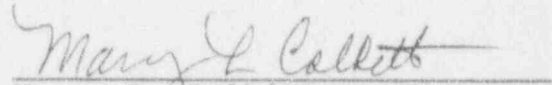
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objection. However, if the Staff will put in writing that there are currently no written and/or oral referrals pending or anticipated relating in any manner to OSC or any of its affiliated personnel (with the exception of those relating to strontium-90) that are in any manner related to the suspension order or the subsequent investigation, then OSC will withdraw this objection.

4. With respect to the objection regarding the transcripts, the Staff recently notified counsel for OSC that remaining transcripts (including those for whom OSC was not able to obtain sworn statements) would be made available. On or about April 13, 1994, counsel for the Staff was unable to provide a date to counsel for OSC when the remaining transcripts would be produced. Upon production of those remaining transcripts, OSC will withdraw that aspect of its objection. Further, OSC will at that point be in a position to specifically identify, by page number in the appropriate transcript, the answer to the relevant discovery consistent with the holding of controlling case law.
5. All other objections raised by OSC in its Response remain.

Respectfully submitted,



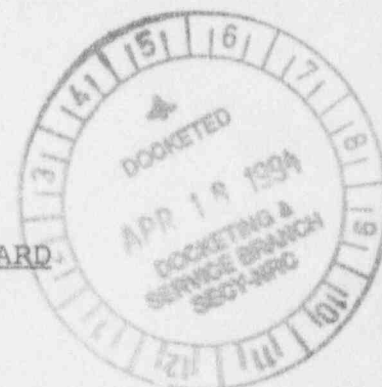
Marcy L. Colkitt
Pa. I.D. No. 53447
P.O. Box 607
Indiana, PA 15701-0607
(412) 463-3570

Joseph W. Klein
Reed Smith Shaw & McClay
435 Sixth Avenue
Pittsburgh, PA 15219

Dated: April 18, 1994

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)
)
ONCOLOGY SERVICES CORPORATION) Docket No. 030-31765-EA
)
(Byproduct Material) EA No. 93-006
License No. 37-28540-01)

CERTIFICATE OF SERVICE

I hereby certify that copies of the Response of OSC to Request of Atomic Safety and Licensing Board for Clarification of Outstanding Discovery Objections in the above-captioned proceeding have been served on the following this 18th day of April 1994 as indicated:

G. Paul Bollwerk, III, Chairman
Administrative Judge
Atomic Safety & Licensing Board
4350 East West Highway
4th Floor
Bethesda, MD 20814
By Mail and By Fax (301-492-7285)

Dr. Charles N. Kelber
Administrative Judge
Atomic Safety & Licensing Board
4350 East West Highway
4th Floor
Bethesda, MD 20814

Marian L. Zabler
Michael H. Finkelstein
U.S. Nuclear Regulatory
Commission
Office of General Counsel
Washington, DC 20555
By Mail and By Fax (301-504-3725)

Atomic Safety & Licensing Board
Panel (1)
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. Peter S. Lam
Administrative Judge
Atomic Safety & Licensing Board
4350 East West Highway
4th Floor
Bethesda, MD 20814

Adjudicatory File (2)
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

Office of the Secretary (2)
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

ATTN: Docketing & Service
Section
By Mail and By Fax (301-504-1672)

Office of Commission
Appellate Adjudication (1)
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

May E. Collet
