

JAN 14 1991

Western Hillis Radiation
Oncology Center
ATTN: Wagih M. Shehata, M.D.
Radiation Safety Officer
5049 Crookshank Road
Cincinnati, OH 45238

Gentlemen:

This refers to your November 21, 1990 letter requesting an exemption to the NRC Decommissioning Rule. After review of your license, we have determined that your request is unnecessary, since you were previously exempted from the above requirement via license Amendment Number 4.

If you have any questions or require clarification on any of the information stated above, you may contact us at (708) 790-5625.

Any questions regarding refund of fees, should be directed to our Licensing Fees Management Branch at (301) 492-8748.

Sincerely,

Original Signed By
Kevin G. Null
Materials Licensing Section

R111 *KW*
Null/dsv
01/17/91

Yes
R111
McCann *Jim M*
01/14/91

November 21, 1990

United States Nuclear Regulatory Commission
Region III
799 Roosevelt Road
Glen Ellyn, IL 60137

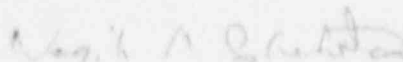
DOL TT NUMBER: 03022240
LIC. SE NUMBER: 34-23475-01

Gentlemen:

Please amend our license to provide us with an exemption for decommissioning those times when we would exceed 10,000 curies of Cobalt⁶⁰ for source exchange only. The amendment fee is included.

If you have any questions concerning this request, please contact me at (513) 451-1130.

Sincerely,



Wagih Shehata, M.D.
Radiation Safety Officer
Western Hills Radiation Oncology

U.S. NUCLEAR REGULATORY COMMISSION
FEE RECEIPT

NOV 30 10:44

Log	<i>now 18</i>
Remitter	
Check No.	<i>1608</i>
Amount	<i>\$340</i>
Fee Category	<i>1A</i>
Type of Fee	<i>amt</i>
Expiry Date	<i>11/30/90</i>
Fee	<i>CF</i>

RECEIVED
NOV 23 1990
REGION III

CONTROL NO.

90564

NOV 23 1990

MATERIALS LICENSE

Amendment No. 04

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, 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.

Licensee		In accordance with letter dated April 9, 1990	
1. Western Hills Radiation Oncology Center 2. 5049 Crookshank Road Cincinnati, OH 45238		3. License number 34-23475-01 is renewed in its entirety to read as follows:	
		4. Expiration date	October 31, 1995
		5. Docket or Reference No	030-22240
6. Byproduct, source, and/or special nuclear material	7. Chemical and/or physical form	8. Maximum amount that licensee may possess at any one time under this license	
A. Cobalt-60	A. Teletherapy sealed sources (AECL Models C-146 or C-151 or Neutron Products Model 4 PTT Series)	A. 5200 curies (per source)	
9. Authorized Use			
A. Medical use described in 10 CFR 35.600 in an AECL Corporation Model Theratron 80 teletherapy unit.			

CONDITIONS

10. Location of Use: Suite G5, 5049 Crookshank Road, Cincinnati, Ohio.
11. Radiation Safety Officer: Wagih M. Shehata, M.D.
12. A. Authorized Users: Wagih M. Shehata, M.D., Farouh Jazy, M.D., or Sudha Mahalingam, M.D.
- B. Teletherapy Physicists: James G. Kereiakes, Ph.D., John Freshcorn, M.S. or Clifford G. Born, M.S.
13. Pursuant to 10 CFR Part 40, "Domestic Licensing of Source Material," the licensee is authorized to possess, use, transfer, and import up to 999 kilograms of uranium contained as shielding material in the teletherapy units authorized by this license.

March 6, 1991

Licensees Fees Management Branch
U.S. Nuclear Regulatory Commission
Region III
799 Roosevelt Road
Glen Ellyn, IL 60137

Gentlemen:

In view of the enclosed correspondence, we request a refund of the fee, \$340.00, paid by personal check (Wagih Shehata, M.D.) and enclosed in the correspondence dated November 21, 1990, Docket No. 03022240, License No. 34-23475-01. This note is forwarded as indicated in last paragraph of correspondence dated February 5, 1991 from Patricia J. Pelke, Materials Licensing Section (see attached).

We greatly appreciate your cooperation on this matter.

Sincerely,

(*Wagih Shehata*)
(Wagih Shehata, M.D.)
(Western Hills Radiation Oncology)
(Center)
(5049 Crookshank Road, Suite G5)
(Cincinnati, OH 45238)

RECEIVED
MAR 10 1991
REGION III

Fee Refunded 3/24/91

MAR 18 1991



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
789 ROOSEVELT ROAD
GLEN ELLYN, ILLINOIS 60137

FEB 05 1991

Western Hills Radiation
Oncology Center
ATTN: Wagih M. Snehata, M.D.
Radiation Safety Officer
5049 Crookshank Road
Cincinnati, OH 45238

Gentlemen:

SUBJECT: DEMAND FOR INFORMATION LETTER DATED NOVEMBER 2, 1990

The above referenced document required that you respond to us within 30 days regarding your compliance with 10 CFR 30.35 (copy enclosed). After further review of License No. 34-23475-01, Amendment No. 04 issued on August 21, 1990 added Condition 14. to your license which exempts you from decommissioning financial assurance requirements for the purpose of source changes only. We have concluded that you are in compliance with 10 CFR 30.35, "Financial Assurance and Recordkeeping for Decommissioning."

You need not take any further action regarding this matter. If you have any questions, please contact our office at (708) 790-5625.

Sincerely,

A handwritten signature in cursive script, appearing to read "Patricia J. Pelke".

Patricia J. Pelke
Materials Licensing Section

Enclosure: 10 CFR Part 30



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
789 ROOSEVELT ROAD
GLEN ELLYN, ILLINOIS 60137

JAN 14 1991

Western Hills Radiation
Oncology Center
ATTN: Wagih M. Shehata, M.D.
Radiation Safety Officer
5049 Crookshank Road
Cincinnati, OH 45238

Gentlemen:

This refers to your November 21, 1990 letter requesting an exemption to the NRC Decommissioning Rule. After review of your license, we have determined that your request is unnecessary, since you were previously exempted from the above requirement via license Amendment Number 4.

If you have any questions or require clarification on any of the information stated above, you may contact us at (708) 790-5625.

Any questions regarding refund of fees, should be directed to our Licensing Fees Management Branch at (301) 492-8748.

Sincerely,

A handwritten signature in cursive script that reads "Kevin G. Null".

Kevin G. Null
Materials Licensing Section

November 21, 1990

United States Nuclear Regulatory Commission
Region III
799 Roosevelt Road
Glen Ellyn, IL 60137

DOCKET NUMBER: 03022240
LICENSE NUMBER: 34-23475-01

Gentlemen:

Please amend our license to provide us with an exemption for decommissioning those times when we would exceed 10,000 curies of Cobalt⁶⁰ for source exchange only. The amendment fee is included.

If you have any questions concerning this request, please contact me at (513) 451-1130.

Sincerely,

Wagih M. Shehata
Wagih Shehata, M.D.
Radiation Safety Officer
Western Hills Radiation Oncology

WESTERN HILLS RADIATION ONCOLOGY

5049 CROOKSHANK, 451-1170
CINCINNATI, OHIO 45238

Docket No 03022240 1608

11/20 1990 ¹³⁷¹⁴⁷/₂₄₂₀

Pay to the order of Nuclear Regulatory Commission \$ 340.⁰⁰
— three hundred forty dollars — Dollars



For fee from No 34-23475-01 Wagih M Shehata

⑆242071473⑆ 0⑆5000731102⑆ 1608



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
799 ROOSEVELT ROAD
GLEN ELLYN, ILLINOIS 60137

November 2, 1990

Docket No. 03022240
License No. 34-23475-01

Western Hills Radiation Oncology
5049 Crookshank Road, Suite G5
Cincinnati, OH 45238

Gentlemen:

As of July 27, 1990, you were required to comply with 10 CFR 30.35, of the NRC regulations, which requires licensees with quantities of licensed material that you are authorized to possess to submit a decommissioning funding plan or a certificate that financial assurance for decommissioning has been provided. Our records indicate that NRC has not yet received your response to this requirement. Therefore, you appear to be in violation of 10 CFR 30.35.

The NRC considers violation of this requirement to be a significant regulatory concern. Therefore, in order for the NRC to determine whether your license should be modified, suspended or revoked, or other enforcement action taken to ensure compliance with NRC regulatory requirements, you are required to respond as described in the enclosed Demand for Information within 30 days.

If you have any questions concerning this request, please contact our Materials Licensing Section at (708) 790-5625.

Sincerely,

A handwritten signature in cursive script that reads "A Bert Davis".

A. Bert Davis
Regional Administrator

Enclosure: Demand for Information

cc w/enclosure:
DCD/DCB(RIDS)

CERTIFIED MAIL
RETURN RECEIPT REQUESTED



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION III
799 ROOSEVELT ROAD
GLEN ELLYN, ILLINOIS 60137

AUG 21 1990

Western Hills Radiation Oncology Center
ATTN: Wagih M. Shehata, M.D.
Radiation Therapist
5049 Crookshank Road, Suite G5
Cincinnati, OH 4523F

Gentlemen:

Enclosed is Amendment No. 04 renewing your NRC License No. 34-23475-01 in accordance with your request.

After review of your license we have determined that the type, form, and quantity of material authorized does not warrant the development and submittal of a decommissioning funding plan, or certification of financial assurance as described in 10 CFR 30.35 (enclosed). However, this does not relieve you of record keeping requirements relative to information which the Commission considers important to decommissioning. Therefore, we have added License Condition 15, requiring that you maintain such records as set forth in Section 30.35(g).

Please note that in Condition 16, of your renewed license we have by reference tied you to previously submitted documents in addition to the documents referenced in your letter dated April 9, 1990 requesting renewal of your license. This action was taken because these previously referenced documents describe portions of your program which were either not addressed or not adequately addressed in your renewal request.

Please note that the enclosed renewed license is issued in a format reflecting the major revision to 10 CFR Part 35 which became effective April 1, 1987. Several former license conditions have been removed from the license because the requirements are now included in the regulations in 10 CFR Part 35. Please note that your procedures need to be updated to reflect these changes as references to sections of old Part 35 and references to the old license conditions in your operating procedure are inappropriate.

Please review the enclosed document carefully and be sure that you understand all conditions. You must conduct your program involving radioactive materials in accordance with the conditions of your NRC license, representations made in your license application, and NRC regulations. In particular, note that you must:

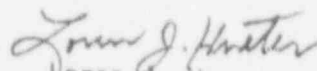
1. Operate in accordance with NRC regulations 10 CFR Part 19, "Notices, Instructions and Reports to Workers; Inspections," 10 CFR Part 20, "Standards for Protection Against Radiation," and other applicable regulations.

2. Possess radioactive material only in the quantity and form indicated in your license.
3. Use radioactive material only for the purpose(s) indicated in your license.
4. Notify NRC in writing of any change in mailing address.
5. Request and obtain appropriate amendment if you plan to change ownership of your organization, change locations of radioactive material, or make any other changes in your facility or program which are contrary to your license conditions or representations made in your license application and any supplemental correspondence with NRC. Any amendment request should be accompanied by the appropriate fee specified in 10 CFR Part 170.
6. Submit a complete renewal application with proper fee or termination request at least 30 days before the expiration date on your license. You will receive a reminder notice approximately 90 days before the expiration date. Possession of radioactive material after your license expires is a violation of NRC regulations.
7. Request termination of your license if you plan to permanently discontinue activities involving radioactive material prior to your expiration date.

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations in your license application will result in enforcement action against you in accordance with the General Policy and Procedures for NRC Enforcement Actions, 10 CFR Part 2, Appendix C.

If you have any questions or require clarification of any of the above stated information, contact us at (708) 790-5625.

Sincerely,


Loren J. Hueter
Materials Licensing Section

Enclosures:

1. Amendment No. 04
2. 10 CFR Part 30
3. 10 CFR Part 35

VOUCHER COVER SHEET

(Take Payment)

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35
WESTERN HILLS RADIATION ONCOLOGY																																		
ATTN: WARD M. SHAMATH, MD																																		
5049 CROOKSHANK RD																																		
CITY CINCINNATI															STATE OHIO																			
HAD NOT RECEIVED FOR LTR DATED 11-21-90																																		
LIC # 34-23475-01 CR 390564 CR#1608																																		

ACCOUNT NO: AA005 AMD NO: 9143

FEE CATEGORY: MA CONTROL NO: 390564

DATE RECEIVED: 11/30/90

CHECK AMOUNT: \$340

AMOUNT RETAINED: -0-

AMOUNT REFUNDED: \$340

COMMENTS: AND HU HTD

8/21/90 added

Condition 14 - exempt
from Decommissioning
of HTP

SIGNED: Charles Phillips

DATE: 05/24/91

31X6875

PURCHASE ORDER	
ALLOTMENT FUND CODE	
B&R NUMBER	
FIN	
FEE RETENTION	
DISCOUNT	
AMOUNT PAID	
PARTIAL	FINAL