

November 15, 2021



**VIA FACSIMILE (630) 515-1078**

Materials Licensing Branch  
U.S. Nuclear Regulatory Commission, Region III  
2443 Warrenville Road, Suite 210  
Lisle, IL 60532-4352  
Attention: Magdalena R. Gryglak

Re: Notice of Change of Name and Ownership of Licensee without Change in Authority over License  
The Chippewa County War Memorial Hospital; NRC License #21-20318-01

**CHANGE OF CONTROL NOTICE**

Dear Ms. Gryglak or to Whom It May Concern:

The Chippewa County War Memorial Hospital ("War Memorial") currently holds a Materials License issued by the U.S. Nuclear Regulatory Commission ("NRC"), License # 21-20318-01 ("License"). In connection with the License, please accept this letter as notice of a transaction by and between MidMichigan Health ("MidMichigan") and War Memorial, which is currently contemplated to become effective on or about January 1, 2022. Pursuant to the Transaction, MidMichigan Health will become the sole member of War Memorial, and War Memorial's legal name will be changed (future name to be determined by the parties).

This letter provides a brief description of the contemplated transaction and additional information we believe the NRC may require. Note that, with the exception of the future change in name, no other changes are requested with respect to the license, and the Transaction will not result in any plans to change: (i) facility operations; (ii) personnel or duties that relate to the License; or (iii) War Memorial's location, equipment, facilities, radiation safety program, use, possession, waste management, or other procedures that relate to the License.

While we are providing a description of the Transaction as a courtesy for the NRC, it is our understanding that no further action on either War Memorial's or MidMichigan's part is required with regard to the License. It is also our understanding that no further action should be required on behalf of the NRC as it relates to the License in connection with this transaction.

War Memorial is a tax exempt non-profit hospital serving the underserved areas and residents of the Upper Peninsula in Michigan. The formal name of the corporation that owns the hospital facility is "The Chippewa County War Memorial Hospital, Inc.," and "Chippewa County War Memorial Hospital" is used as the name of its hospital facility. Both names are commonly shortened to "War Memorial" or "War Memorial Hospital." Currently, War Memorial is licensed by NRC to use:

- a. Any byproduct material permitted by 10 CFR 35.100 for any uptake, dilution and excretion study;
- b. Any byproduct material permitted by 10 CFR 35.200 for any imaging and localization study;
- c. Uranium – depleted in Uranium-235 for shielding in generators.

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In the interest of continuing to provide excellent care to the underserved areas of the Upper Peninsula, War Memorial and MidMichigan, which is, itself, a NRC license-holder in good standing, are exploring a long-term partnership that will: (i) provide new opportunities and efficiencies, (ii) further their collective goals related to health reform, and (iii) ensure that the health care needs of the communities served by War Memorial continue to be met in the future.

To facilitate this partnership, the corporate structure of War Memorial will be changed from a nonprofit directorship corporation, which legally has no "owners" but is controlled entirely by a Board of Trustees (legally the directors), to a nonprofit membership corporation, which is similar to a stock business corporation in a nonprofit context. As mentioned above, MidMichigan will ultimately become the sole member following the Transaction, and the name of War Memorial will likely be changed, but the final name has not yet been determined. After the Transaction, War Memorial will carry on and operate the hospital in substantially the same manner, including with regard to day-to-day decision making, before the corporate reorganization, as stated above. Consequently, the ultimate control over the license will continue to be vested in War Memorial.

In addition to the above description of the Transaction, we are providing the following, consistent with our understanding of additional information the NRC will require to act on this request:

1. ***Description of any changes in personnel or duties that relate to the licensed program, including training and experience for new personnel.***

There will not be any changes in personnel or duties that relate to the licensed program arising out of the Transaction.

2. ***Description of any changes in organization, location, facilities, equipment or procedures that relate to the licensed program.***

There will be no changes in organization, location, facilities, equipment or procedures that relate to the licensed program in connection with the Transaction, and the organization, location, facilities, equipment, and procedures that relate to the licensed program will remain intact.

3. ***Description of 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.***

The surveillance program (surveys, wipe test, quality control) records are complete and up to date. The surveillance program will continue without change following the Transaction. Records of program audits are available for review as are the NRC inspection reports, and there are no open items requiring corrective action.

4. ***Confirmation 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.***

War Memorial has not decommissioned any facility with respect to its nuclear medicine program and no decommissioning will be performed as a result of the Transaction. All records that would be required for possible future decommissioning will remain at War Memorial and be available to assist in performing decommissioning if it becomes necessary.

5. **Confirmation 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.**

See Attachment A for the confirmation that, when MidMichigan becomes the sole member of War Memorial, it will continue to cause War Memorial to abide by all constraints, conditions, requirements and commitments previously made.

6. **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.**

See Attachment A for the confirmation.

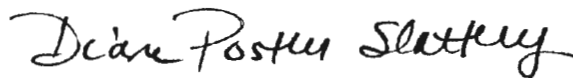
If you have any questions or need further information regarding the Transaction, please feel free to contact Ralph J. Duman, M.D., Radiation Safety Officer, War Memorial Hospital, who can be reached at the following phone numbers: (906) 635-4438. Dr. Duman is the current Radiation Safety Officer and will continue in that role following the acquisition of sole membership.

If you have any questions or need further information related to the transaction itself, please feel free to contact David Jahn at (906) 635-4650.

Sincerely,



David Jahn  
President and CEO  
War Memorial Hospital



Diane Postler-Slattey  
President and CEO  
MidMichigan Health

Attachments

**ATTACHMENT A**

Upon closing the Transaction, MidMichigan Health, as Transferee of the sole membership interest of Chippewa County War Memorial Hospital (Transferor), agrees and certifies that it will continue to direct the Chippewa County War Memorial Hospital to abide by all constraints, conditions, requirements and commitments of Chippewa County War Memorial Hospital's Nuclear Regulatory Commission License #21-20318-01.

Transferee has been made aware of all open inspection items and Transferee's responsibility for possible resulting enforcement actions


**Chippewa County War Memorial Hospital**



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By: David Jahn  
Its: President and CEO

**MidMichigan Health**



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By: Diane Postler-Slatery  
Its: President and CEO

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Attorneys & Counselors

Lansing Office  
2379 Woodlake Drive, Suite 400  
Okemos, Michigan 48864-6032

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