



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION III  
2443 WARRENVILLE RD. SUITE 210  
LISLE, IL 60532-4352

May 2, 2022

Maksym S. Dymek, M.D.  
Radiation Safety Officer  
Franciscan Health – Lafayette East  
Nuclear Medicine Dept.  
1701 S. Creasy Ln.  
Lafayette, IN 47905

Dear Dr. Dymek:

Enclosed is Amendment No. 74 to your NRC Material License No. 13-09788-01 in accordance with your request.

If you have any questions or comments please contact me at (630) 829-9841. My fax number is (630) 515-1078. My email address is [colleen.casey@nrc.gov](mailto:colleen.casey@nrc.gov).

Please review the enclosed document carefully and be sure that you understand all conditions. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region III office at (630) 829-9887 so that we can provide appropriate corrections and answers.

This also refers to the letter dated February 24, 2021, requesting an amendment to your NRC license no. 13-09788-01.

We are unable to complete our review for your request to add Madelyn G. Lefranc, M.D. as an authorized user (AU) for the use of materials in 10 CFR 35.100 and 35.200 because the information in the letter is insufficient to support your request.

If you do not wish to pursue this request, you do not need to do anything further.

If you wish to pursue this request, please provide only one response to the items below.

Please only send us one complete, written, currently dated and legibly, physically or digitally signed correspondence document, such as either an NRC Form 313 or a business-style letter containing the same information as an NRC Form 313.

Please ensure that the requested information is answered completely and accurately.

Please do not send multiple copies of responses and please do not submit any information that is identical to what you have already sent us unless we direct you to do so. If you resubmit such information for the sake of adding context and other details to enhance its meaning, that is acceptable.

Please do not email a PDF document to me, and transmit a faxed version, and/or a hard copy sent by mail. Only one copy transmitted in only one of these ways is appropriate to prevent administrative processing errors, although emailing a PDF document to me at [colleen.casey@nrc.gov](mailto:colleen.casey@nrc.gov) and [R3DNMSMAIL.Resource@nrc.gov](mailto:R3DNMSMAIL.Resource@nrc.gov) is the most efficient mechanism for responding to me (one email to both recipients simultaneously).

Please address your written response to my attention as “additional information to control number 624714” to facilitate proper handling.

Please consider scheduling a telephone call with me to discuss the items we are requesting additional information on. My telephone number is (630) 829-9841. I telework about half of the time so arranging the call by email is preferable.

A telephone discussion of these items may serve to clarify the information required by our regulations so that your response will be complete and accurate.

Dr. Lefranc’s request was supported largely by her specialty board certification in Diagnostic Radiology, administered by the American Board of Radiology, dated August 8, 2013.

However, her certificate does not bear the words “AU eligible” above the seal, so NRC cannot recognize her certification to become an AU. No other information that could support her request, in lieu of the board certification, was submitted.

Please see the list of specialty boards whose certificates we accept on our Medical Licensing Toolkit webpage at: <https://www.nrc.gov/materials/miau/med-use-toolkit/spec-board-cert.html>

Also, bear in mind the requirements in 10 CFR 35.59, “Recentness of Training.” It does not appear that Dr. Lefranc’s attendance in the “UCSF Radiology Annual Review – Live Stream” in January 2021, was necessarily relevant to demonstrating compliance with 10 CFR 35.59 for the modalities she is seeking to become an authorized user in, i.e., 10 CFR 35.100 and 35.200. Please refer to Regulatory Issue Summary 03-17 for further information: [RIS 03-17](#).

In addition, please be reminded that 10 CFR 30.9(a) requires: “(a) Information provided to the Commission by an applicant for a license or by a licensee or information required by statute or by the Commission’s regulations, orders, or license conditions to be maintained by the applicant or the licensee shall be complete and accurate in all material respects.”

In accordance with 10 CFR 2.390 of the NRC’s “Rules of Practice for Domestic Licensing Proceedings and Issuance of Orders,” a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records component of NRC’s Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>.

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action against you.

This could include issuance of a notice of violation, or imposition of a civil penalty, or an order suspending, modifying or revoking your license as specified in the General Statement of Policy and Procedure for NRC Enforcement Actions.

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 NRC expects of its licensees.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture.

You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>.

We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

Sincerely,

Colleen Carol Casey  
Materials Licensing Branch  
Region III

Docket No.: 030-01642  
License No.: 13-09788-01

Enclosure:  
Amendment No. 74