



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION I
475 ALLENDALE ROAD – SUITE 102
KING OF PRUSSIA, PA 19406-1415

December 16, 2022

James Nunn, MS, CHP, DABR
Corporate Radiation Safety Officer
Diagnostic Laboratories, LLC
101 Dillon Court
Gray, TN 37615

**SUBJECT: DIAGNOSTIC LABORATORIES, LLC, REQUEST FOR ADDITIONAL
INFORMATION, MAIL CONTROL NO. 632035**

Dear Mr. Nunn:

This is in reference to your application dated July 12, 2022, requesting to renew NRC License No. 41-31476-01. To continue our review, we need the following additional information:

1. Item 7, Authorized Users (AUs) – Your license currently authorizes a list of individuals as authorized users under 10 CFR 35.200 only; however, your renewal request included an expanded request for materials and uses authorized under 10 CFR 35.100. Your response letter dated November 21, 2022, included requests to expand the authorizations of the approved AUs to include uses under 10 CFR 35.100. You provided various licenses already approving these users for these uses to support your request. However, for Robert M. Salam, M.D., you submitted License No. 32-05830-01. This license lists a Robert M. Salman, M.D. Please confirm the following:
 - a. Confirm that the Robert M. Salam, M.D., listed on your NRC License No. 41-31476-01 and the Robert M. Salman, M.D., listed on DVA Materials License No. 32-05830-01 are the same person.
 - b. If they are the same person, confirm the correct spelling of the requested individual's name.
 - c. If they are not the same person, confirm your intent to expand the requested authorization to include uses under 10 CFR 35.100.
2. Item 9, Facility Diagram – Your response letter dated November 21, 2022, discussed the use of quiet rooms and/or patient waiting rooms at your clients' facilities. It discussed how responsibility of the radiation aspects of these areas and compliance with NRC regulations are defined in the "Memorandum of Understanding" (MOU) before service to the facility starts. Your application dated July 12, 2022, contained a model "MOU" (e.g., client agreement). However, it did not discuss the conduct of surveys for contamination and radiation levels in and around client quiet rooms and/or patient waiting rooms to ensure public dose limits are not exceeded, and that these areas are left free of contamination following use.

Please confirm the following for final, official "Memorandum of Understanding" with clients:

- a. Confirm these agreements discuss the conduct of surveys for contamination and radiation levels in and around client quiet rooms and/or patient waiting rooms to

ensure public dose limits are not exceeded and that these areas are left free of contamination following use.

- b. Confirm these agreements discuss the responsibilities and actions to be taken in the event contamination surveys for contamination and radiation levels in and around client quiet rooms and/or patient waiting rooms determine public dose limits are exceeded or contamination is present.

We will continue our review upon receipt of this information. Please reply to my attention at Jonathan.Pfingsten@nrc.gov.

In order to continue prompt review of your application, we request that you submit your response to this letter within 14 calendar days from the date of this letter.

An electronic version of the NRC's regulations is available on the NRC Web Site at: www.nrc.gov. Additional information regarding medical uses of radioactive materials may be obtained on the NRC Web Site at: <http://www.nrc.gov/materials/miau/med-use-toolkit.html>. This site also provides the updated Training and Experience NRC Form 313A series of forms and guidance, as well as information on the revised regulations for naturally-occurring and accelerator-produced radioactive materials (NARM).

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web Site at: <http://www.nrc.gov/reading-rm/adams.html>. Please be aware that you may request that certain portions of your submittal to NRC be withheld from public disclosure as proprietary information. To do this, you must execute an affidavit as specified in 10 CFR 2.390. You must list all portions that you wish to be held proprietary, along with your reasoning as to why that is appropriate. While it is allowable, please refrain from submitting proprietary information in support of a license unless necessary. Keep in mind that all NRC licenses are considered to be in the public domain, and therefore may be viewed by any member of the public who requests to see them.

If you have any questions regarding this request for additional information, please contact me at 610-337-5170 or via electronic mail at Jonathan.Pfingsten@nrc.gov.

Thank you for your cooperation.

Sincerely,

Jonathan Pfingsten, Senior Health Physicist
Medical and Licensing Assistance Branch
Division of Radiological Safety and Security
Region I

License No. 41-31476-01
Docket No. 030-38552
Mail Control No. 632035

Cc: Alex Coll, Radiation Safety Officer

DIAGNOSTIC LABORATORIES, LLC, REQUEST FOR ADDITIONAL INFORMATION, MAIL CONTROL NO. 632035 DATED DECEMBER 16, 2022

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SUNSI Review Complete: Jonathan Pfingsten

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