



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
2443 WARRENVILLE RD. SUITE 210
LISLE, IL 60532-4352

March 1, 2024

Edward E. Wroblewski, M.A., DABSNM
Radiation Safety Officer / Medical Physicist
Photon Measurements Plus
P.O. Box 31
Westfield, IN 46074

Dear Mr. Wroblewski:

This letter is regarding your request dated January 26, 2024, to amend your U.S. Nuclear Regulatory Commission (NRC) Materials License No. 13-32533-01.

The U.S. NRC's guidance document for your proposed type of license is NUREG-1556, Volume 18, Rev. 1, "Consolidated Guidance About Materials Licenses: Program-Specific Guidance About Service Provider Licenses." This guidance is available on the U.S. NRC website at: <https://www.nrc.gov/docs/ML1724/ML17242A055.pdf>

Upon review of the request, I identified the following areas requiring additional or clarifying information:

1. [Title 10 of the Code of Federal Regulations \(10 CFR\) §30.34\(b\)](#), identifies that a materials license may not be transferred, assigned or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control to any person, unless the Commission shall, after securing full information, find that the transfer is in accordance with the provisions of the Act and shall give its consent in writing.

Your request identifies that your company's legal name has changed to Photon Measurements Plus, LLC. Though, Photon Measurements Plus, LLC, was only recently created and registered with the Indiana Secretary of State on August 28, 2023. Therefore, the change in legal name appears to coincide with a change in ownership, which may also represent a change in control.

Please provide full information necessary for determining if a change of control has occurred, which should include the information specified in Section 5, "Change of Control," and Appendix E, "Information Needed for Transfer of Control Application," from [U.S. NRC NUREG-1556, Volume 15, Rev. 1, "Consolidated Guidance About Materials Licenses: Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source or Special Nuclear Materials Licenses."](#)

2. Your letter requests authorization for the release of a previously licensed location of use to unrestricted use.

The former location, 308 E. 191st St., Westfield, Indiana, was previously approved for release to unrestricted use upon issuance of amendment number 9 to your license. This license amendment was issued on December 22, 2021.

Therefore, please clarify if licensed materials continued to be used and/or stored at this location of use following its removal in 2021. If this location has not been used, then no further action is now needed to address this request and you may withdraw this portion of your request.

3. You requested the removal of your licensed facility located at St. Vincent's Hospital & Health Care Center, 2001 West 86th St., Indianapolis, Indiana.

Please provide the following information in support of your request to remove the location from your license:

- Submit records of transfer and/or disposal for all sealed sources or instrument calibrators previously used and/or stored at the former location. The record should identify the instrument calibrator (including make, model and device serial number) and the date of the transfer.
 - Submit current leak test reports for all sealed sources or instrument calibrators previously stored at the former location.
 - Describe any incidents involving ruptured, leaking or lost sealed sources or instrument calibrators along with any other incidents involving radioactive materials at the former location of use.
4. Section 8.9, "Item 9: Facilities and Equipment," of the guidance, identifies that facilities and equipment must be adequate to protect health and minimize danger to life or property.

Submit a drawing or sketch of the proposed facility located at 8111 S. Emerson Ave., Indianapolis, Indiana, including the following detail:

- Identify the location of the calibration range. If applicable, identify the area where the instrument calibrator will be stored when not in use.
- Illustrate the areas designated as the restricted area on your facility drawing and specify the distance between the restricted area and adjacent unrestricted areas.
- Indicate the scale, or include dimensions on each drawing or sketch. The same scale should be used for all sketches and drawings. The recommended scale is 1/4 inch = 1 foot. Drawings to this scale that do not fit on 8-1/2 × 11-inch paper may be provided as sectional drawings. Please also include a compass directional arrow to indicate "North."
- Specify shielding materials (e.g., concrete, lead) and means for securing radioactive materials from unauthorized removal.

Note that licensed materials should be accessible only by authorized persons and secured or locked when an authorized person is not physically present. If accessible by unescorted, unauthorized persons, use or storage areas cannot be considered restricted areas for purposes of radiation safety.

In accordance with [10 CFR §2.390](#) of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be made available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <https://www.nrc.gov/reading-rm/adams.html>.

To continue review of your request, please submit your response to this letter within 15 calendar days from the date of this letter. In your response, please refer to the license, docket, and control number specified below. I will assume that you do not wish to further pursue this licensing action if I do not receive a reply within the specified timeframe noted above.

If you have questions, require additional time to respond, or require clarification on any of the information stated above, I encourage you to contact me at (630) 829-9737 or via e-mail at Jason.Kelly@nrc.gov.

Sincerely,

Jason M. Kelly, MPH, CPH
Health Physicist
Materials Licensing Branch

Docket No.: 030-36648
License No.: 13-32533-01
Control No.: 639016