



4000 Wellness Drive
Midland, Michigan 48670
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April 9, 2024

VIA EMAIL (R3-DRSSMAIL.RESOURCE@NRC.GOV)

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
Ascension St. Mary's Hospital
NRC License #21-03646-03

CHANGE OF CONTROL NOTICE

Dear Ms. Gryglak or to Whom It May Concern:

Ascension St. Mary's Hospital ("St. Mary's") currently holds a Materials License issued by the U.S. Nuclear Regulatory Commission ("NRC"), License # 21-03646-03 ("License"). In connection with the License, please accept this letter as notice of a transaction by and between MyMichigan Health ("MyMichigan") and St. Mary's, which is currently contemplated to become effective on or about July 1, 2024 (the "Transaction"). Pursuant to the Transaction, MyMichigan Health will become the sole member of St. Mary's, and St. Mary'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) St. Mary'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 St. Mary's or MyMichigan'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 the Transaction.

St. Mary's is a tax-exempt non-profit hospital serving residents of Eastern Michigan. In the interest of continuing to provide excellent care to Eastern Michigan residents, St. Mary's and MyMichigan, which is, itself, a NRC license-holder in good standing, intend to consummate the Transaction, which 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 St. Mary's continue to be met in the future.

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St. Mary's is a nonprofit membership corporation, which is similar to a stock business corporation in a nonprofit context. Ascension Health, either directly or through one or more of its wholly owned subsidiaries ("Ascension"), is currently the sole member of St. Mary's. As part of the Transaction, Ascension will transfer its sole membership interest to MyMichigan Health, which will become the sole member of St. Mary's going forward. As mentioned above, the name of St. Mary's will likely be changed, but the final name has not yet been determined. After the Transaction, St. Mary's 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 St. Mary's. The Transaction will not result in a change to St. Mary's tax identification number or Medicare provider number(s).

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. St. Mary's tax identification number will not change.

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.***

St. Mary's 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 St. Mary's 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.***

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See Attachment A for the confirmation that, when MyMichigan becomes the sole member of St. Mary's, it will continue to cause St. Mary's 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 this notice, please feel free to contact Dr. Steve Min, Radiation Safety Officer at St. Mary's, who can be reached at the following phone number: 248-798-7325. Dr. Min is the current Radiation Safety Officer and will continue in that role following MyMichigan's acquisition of sole membership.

If you have any questions or need further information related to the Transaction itself, please feel free to contact Peter Goodwin, General Counsel of MyMichigan, at (989) 839-3646.

Sincerely,

DocuSigned by:

Christine McCoy

Christine McCoy
EVP and General Counsel
Ascension Health

DocuSigned by:

Lydia Watson

Lydia Watson, M.D., C.P.E.
President and CEO
MyMichigan Health

Attachments

ATTACHMENT A

Ascension Health, as Transferor, and MyMichigan Health, as Transferee, agree to the change in ownership or control of the licensed material and activity. Upon closing the Transaction, MyMichigan Health, as Transferee of the sole membership interest of St. Mary's, agrees and certifies that it will continue to direct St. Mary's to abide by all constraints, conditions, requirements and commitments of St. Mary's Nuclear Regulatory Commission License #21-03646-03.

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

Ascension Health

DocuSigned by:



By: Christine McCoy

Its: EVP and General Counsel

MyMichigan Health

DocuSigned by:



By: Lydia Watson, M.D.

Its: President and CEO

Martha Pavon

From: Tammy Tomczak
Sent: Thursday, April 11, 2024 1:07 PM
To: Martha Pavon
Cc: Sandy Pavon
Subject: FW: NRC Notices - Ascension St. Mary's, Standish, and St. Joseph Hospitals
Attachments: NRC Request for Consent to Transfer - Standish(187442858.2).docx.pdf; NRC Request for Consent to Transfer - St. Mary's(187321879.3).docx.pdf; NRC Request for Consent to Transfer - St. Joseph(187443051.2).docx.pdf

Good afternoon, Martha 😊

Can you please add the attached as three separate documents?

Thank you!!
Tammy

From: McCarthy, Colin P. <CMcCarthy@mcguirewoods.com>
Sent: Thursday, April 11, 2024 12:48 PM
To: R3-DRSSMail Resource <R3-DRSSMail.Resource@nrc.gov>
Subject: [External_Sender] NRC Notices - Ascension St. Mary's, Standish, and St. Joseph Hospitals

Dear Ms. Gryglak or to Whom It May Concern:

Please see the attached notices regarding NRC materials licenses held by Ascension St. Mary's Hospital, Ascension Standish Hospital, and Ascension St. Joseph Hospital related to a planned transaction with MyMichigan Health. Please let me know if you have any questions or need any additional information.

Thank you,

Colin P. McCarthy

Counsel
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cmccarthy@mcguirewoods.com
[Bio](#) | [VCard](#) | [LinkedIn](#) | www.mcguirewoods.com



This e-mail from McGuireWoods may contain confidential or privileged information. If you are not the intended recipient, please advise by return e-mail and delete immediately without reading or forwarding to others.