



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406-1415

November 5, 2003

Joshua H. Raymond
Trustee-in-Bankruptcy for Union City Diag. Ctr.
Booker, Rabinowitz, Trenk, Lubetkin, et al
100 Executive Drive
Suite 100
West Orange, NJ 07052

SUBJECT: UNION CITY DIAGNOSTIC CENTER

Dear Mr. Raymond:

This refers to your correspondence dated October 14 and 29, 2003, informing the Commission of your efforts to have licensed radioactive material removed from the premises of Union City Diagnostic Center's (UCDC) facilities at 120-152 48th Street, Union City, New Jersey.

In your October 14, 2003, letter, you state that the NRC is not requiring you to get a "Storage Only" license because the cost of such a license is greater than the cost for the disposal of the material. Though the above statement may be accurate as to the costs, you cannot seek licensure since UCDC is already currently licensed for the radioactive material at the facility. The owner of UCDC, Medhat El-Amir, M.D., has not requested, in writing, that his license be transferred or terminated and the Commission cannot license two different entities for radioactive materials use at the same address. We have no further clarifications concerning the October 14, 2003, letter.

In your October 29, 2003, letter, you provided an update to the Commission concerning your planned transfer of licensed material to other licensees on October 30, 2003. If accomplished, it is our understanding that you intend to provide the NRC documentation from the transferee that the sources were received. It is also our understanding that one NRC-licensed cesium-137 source, Vial Model CDCV1, Serial No. GR563, is still on-site. Until such time as all NRC-licensed material is removed from the site and we receive a written request from Dr. El-Amir, the facility cannot be released for unrestricted use and sold to other interests. Further, it is our understanding that you are obtaining quotes from radioactive disposal firms for the disposal of the remaining radioactive sealed sources. In your letter you state that you shall be providing the information regarding the quotes for the disposal of the radioactive sources to me. Please provide the quotes directly to the licensee, Dr. El-Amir, for his utilization.

J. Raymond
Booker, Rabinowitz, Trenk, Lubetkin, et al

2

Thank you for your cooperation.

Sincerely,

Original signed by Pamela J. Henderson

Pamela J. Henderson, Chief
Nuclear Materials Safety Branch 1
Division of Nuclear Materials Safety

cc:
State of New Jersey

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