

U.S. NUCLEAR REGULATORY COMMISSION

Date: 8/7/06

TELEPHONE CONVERSATION RECORD

Time: 2:00 pm

Mail Control 138700 License No(s). 45-09207-01 Docket No(s). 03003333
or Report No(s).

Name of Licensee: Lewis-Gale Medical Center, LLC (Blue Ridge Cancer Center)

Name of Participant(s): Randal O. Hess, M.D.

Telephone No. (540)776-4160

Subject: Lewis-Gale Medical Center letter dated July 21, 2006 signed by Randal O. Hess, MD
(NOTE: This will be used as the Documents Title in ADAMS)

Summary: Lewis-Gale Medical Center requested in a letter dated 3/14/06 that Mr. James P. Nunn be added as an Authorized Medical Physicist (AMP) on their license. This request was denied in the NRC letter to Lewis-Gale dated 7/10/06. Dr. Randal O. Hess responded to this denial in a letter dated 7/21/06 on letterhead for Blue Ridge Cancer Care (Cancer Center for Lewis-Gale). In summary, Dr. Hess protests that: 1) James Nunn is qualified per 35.51; 2) attests to Mr. Nunn's technical acumen; 3) notes that Mr. Nunn's preceptor, Dr. Lee Anthony's attestation should carry significant weight; and 4) states that without Mr. Nunn as an AMP that patient care would be effected in the near future when their current AMP (Dr. Lee Anthony) would not be available.

I explained to Dr. Hess that the NRC concluded that Mr. Nunn had not completed 1 year of full-time training in medical physics and an additional year of full-time work experience as described in 35.51(b)(1). I informed him that this training and work experience had to be full-time and had to be conducted in clinical radiation facilities. I explained that although Region I staff reached this conclusion, that Mr. Nunn's information was also sent to our Headquarters Office for technical review including a review by two of Mr. Nunn's peers who are AMPs and members of the NRC's Advisory Committee on the Medical Use of Isotopes. I explained that these AMPs agreed that Mr. Nunn has not yet completed the full-time, clinical training and work experience required by 35.51(b)(1).

I explained that Mr. Nunn's preceptor, Dr. Lee Anthony, is certainly qualified to attest to the training specified in 35.51(b)(1), but since Mr. Nunn has not yet received all of this training, Dr. Anthony could not attest to it.

I mentioned that a full-time AMP had just been added to the Lewis-Gale license and that this amendment should ensure no interruption of patient services.

Dr. Hess indicated that he now understands the reason for the denial.

I told Dr. Hess to please contact me if he had any additional questions in this matter.

Action Required: Respond in writing to Dr. Hess's letter. In addition, Dr. Hess mentioned that his CEO, James W. Thweatt had also sent a letter of endorsement for Dr. Hess. Respond to this letter when it is received.

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Prepared & SUNSI Review Completed By: P. Henderson / **RA** / Date: 8/7/06