



CONVERSATION RECORD

05/04/2015

NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU

Vincent McCormick, M.S.

DATE OF CONTACT

05/04/2015

TYPE OF CONVERSATION

☒ E-MAIL☐ TELEPHONE☐ INCOMING☒ OUTGOING

E-MAIL ADDRESS

v_mccormick@comcast.net

TELEPHONE NUMBER

(734) 395-9323

ORGANIZATION

St. Joseph Mercy Port Huron

DOCKET NUMBER(S)

03009491

LICENSE NUMBER(S)

21-15638-01

CONTROL NUMBER(S)

584732

SUBJECT

Information needed to complete renewal application - Second request

SUMMARY

We have reviewed the renewal application dated September 4, 2014, and your response application dated March 6, 2015, and find that we will need additional information as follows to complete our review:

1. Your application made no mention of current authorized user Kaneez B. Shaikh, M.D. Your response application did not address Dr. Shaikh's authorization either. Instead, an unsigned email from your consulting physicist mentioned that Dr. Shaikh is to be deleted. This is not an acceptable form of communication between you and the NRC for commitments, statements and representations pertaining to the license. You must explicitly direct us to either continue his/her authorization or to delete him/her, pursuant to 10 CFR 35.13 and 35.14. Please advise us to either retain this physician or to delete him/her.

Please be reminded that 10 CFR 35.12(a) requires that "an application must be signed by the applicant's or licensee's management." In addition, 10 CFR 30.32 (c) requires, in part, that "each application shall be signed by the applicant or licensee...." 10 CFR 30 applies to all byproduct material licensees and applicants; 10 CFR 35, which is more specific and restrictive, applies only to medical use licensees, such as yourselves. This is a repeat request.

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ACTION REQUIRED (IF ANY)

Please submit a written response within 10 days of the date of this record (by May 14, 2015) or contact me to make alternative arrangements. Address your response to my attention at the address below in my signature block and reference it as "additional information to control number 584732." Please respond directly to me for this case only; future new licensing requests should be addressed to the "Materials Licensing Branch Chief." Upon receipt of your written response we will continue our review.

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NAME OF PERSON DOCUMENTING CONVERSATION

Colleen Carol Casey

SIGNATURE

CONVERSATION RECORD (continued)

SUMMARY: (Continued from page 1)

2. Due to a misfiling error, I was unaware of your letter dated January 20, 2015, requesting a change in RSO from Dr. Ference to Igor Shishkov, M.S., DABR, CHP until May 1, 2015. I promptly reviewed the request in conjunction with my review of your response application dated March 6, 2015. Your response application included, as requested previously by me, a current delegation of authority for Dr. Ference as RSO. I had not known at the time of my previous communication to you about your intentions for Mr. Shishkov. So I then became puzzled as to which person you intended to name as RSO.

Your consulting physicist advised me verbally on May 4, 2015, that Dr. Ference will continue in the RSO position until such time as Mr. Shishkov is fully qualified to assume the appointment as RSO.

Mr. Shishkov did not present a complete application in support of your request to name him as RSO. His ABHP certification was acceptable but his ABR certification would not have qualified him (he would only have needed one or the other, not both, for RSO). He did not present information that showed he met the requirements in 10 CFR 35.50(d) and 35.50(e). NRC's Forms 313a-RSO, which are available in Appendix B to NUREG 1556, Vol. 9, Rev. 2 can be used and are strongly encouraged to be used to demonstrate compliance with 10 CFR 35.50(d) and 35.50(e). Appendix D to NUREG 1556, Vol. 9, Rev. 2 contains excellent general and specific guidance to assist you in completing these forms.

A Delegation of Authority for Mr. Shishkov will also be needed. You may use the sample in Appendix I to NUREG 1556, Vol. 9, Rev. 2 and it must be currently dated and signed by Mr. Shishkov and a senior management official, in accordance with 10 CFR 35.24.

Further, we cannot verify that Mr. Shishkov was an RSO for a licensee in Arizona because we do not have regulatory jurisdiction over the state of Arizona. It is an Agreement State. A copy of the Arizona license in question showing Mr. Shishkov as an RSO for the same uses as this license would need to be provided by you, if you intended to use that as a qualifying credential.

In response now, please just confirm that Dr. Ference will be continuing as RSO for the foreseeable future. You do not need to respond to the issues with Mr. Shishkov until you are ready to request that he be named RSO.

3. Please clearly state exactly which licensed materials are to be used at each location under the license. This is a repeat item.

4. Your facility diagrams were still confusing. You submitted two copies of the diagrams used for area surveys, which show details that are not needed to ascertain the adequacy of your facilities. Your diagrams failed to show other information that we do need to evaluate your facilities. Please resubmit all of your facility diagrams and do not include the area survey information. Please show the scale for each diagram or the actual dimensions; the room numbers; the locations of lockable doors for each area; the functional identity for all areas immediately surrounding each area of use; the address that corresponds to each area of use; the specific details for shielding and other equipment located in areas of use, such as in the hot lab, waste storage room, etc. The diagram in Figure 8.1 in NUREG 1556, Vol. 9, Rev. 2 and information in Section 8.16 Item 9 should be helpful to you in preparing a response.

Your resubmitted diagrams failed to show most of the information requested above. They showed room dimensions and some of the functional identities for some adjacent spaces but the diagrams were still unacceptable for licensing purposes.

Before submitting your response again, please check your response against this record to ensure that all of the information we have requested is included and complete, as most of this record contains items we asked for in our first record to you dated February 24, 2015.

However, please also be reminded that it is not necessary to resubmit your entire renewal application with each response. Doing so greatly slows down the reviewing process as we must review everything all over again. Please only submit the information that we ask for, and only one complete, signed copy. We do not need two copies anymore.

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 Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

See next page>>>>>>

CONVERSATION RECORD (continued)

ACTION REQUIRED (Continued from page 1)

Thank you very much!

Colleen
Colleen Carol Casey
Materials Licensing Reviewer
U.S. Nuclear Regulatory Commission
Region III
2443 Warrenville Road
Suite 210
Lisle, IL 60532-4352
(630) 829-9841 Direct
(630) 515-1078 Fax
NRC 24 HR Operations Center
(301) 816-5100

Gentle Reminders: Unless previously arranged with or requested by me directly,
please do not submit any licensing requests, responses or correspondence via e-mail.
Please only submit one complete, signed copy of your correspondence to us.
Please prepare your licensing requests in accordance with NUREG 1556 Series Guidance, as appropriate.
Thank you very much! ~
Please also note that my full-time work schedule includes every other Friday off.
Ensuring the health and safety of
our people, our nation and
our environment
<http://www.nrc.gov/>

Casey, Colleen

From: Casey, Colleen
Sent: Monday, May 04, 2015 5:47 PM
To: v_mccormick@comcast.net
Subject: Second request for additional information
Attachments: Scan001.PDF

Dear Vince,

When you and the licensee have had a chance to review this, please let me know when you'd like to have a phone call to discuss it. This will be the last time I can interact with you on my own, as my management will have to become involved directly if we have to go to a third request for information, esp. since most of this is repeated. There might have been some kind of misunderstanding or miscommunication in the March response as several items are repeated here. I'm sure we can get this all cleared up. Let me know what your schedule will permit. Thanks very much.

Colleen
Colleen Carol Casey
Materials Licensing Reviewer
U.S. Nuclear Regulatory Commission
Region III
2443 Warrenville Road
Suite 210
Lisle, IL 60532-4352
(630) 829-9841 Direct
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Ensuring the health and safety of

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<http://www.nrc.gov/>

-----Original Message-----

From: R3-238-DNMS-A@nrc.gov [mailto:R3-238-DNMS-A@nrc.gov]

Sent: Monday, May 04, 2015 7:06 PM
To: Casey, Colleen
Subject: Scan from a Xerox WorkCentre Pro

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre Pro.

Sent by: Guest [R3-238-DNMS-A@nrc.gov]
Number of Images: 3
Attachment File Type: PDF

WorkCentre Pro Location: DNMS Copy Room
Device Name: R3-238-DNMS-A

For additional copies please contact the IM Center.