



UNITED STATES
NUCLEAR REGULATORY COMMISSION

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

JUN 03 2016

David Breuning
Radiation Safety Officer
ViewRay Incorporated
2 Thermo Fisher Way
Oakwood Village, OH 44146-6536

Dear Mr. Breuning:

Enclosed is Amendment No. 03 to your NRC Material License No. 34-35077-01 in accordance with your request. Please note that the changes made to your license are printed in **bold font**.

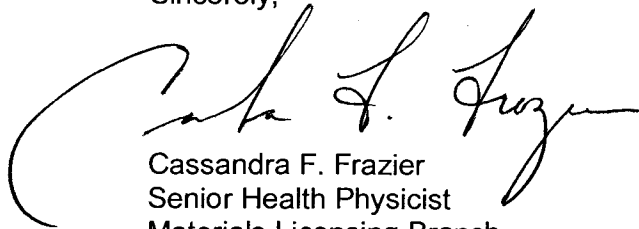
Please note that we have excluded the reference to authorize the requested personnel to conduct sealed source leak test sampling. In order to complete our review of your request to approve personnel to conduct leak test sampling, we will need you to provide additional detailed information describing the criteria that will be used to approve individuals to collect the leak test samples for the ViewRay system. The description should include, but not be limited to, the on-the-job training requirements, information on individuals analyzing the wipe test samples, and what procedures will be used to conduct the leak test samples. We will continue our review upon submittal of the requested information.

Please review the enclosed document carefully and be sure that you understand all conditions. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region III office at (630) 829-9887 so that we can provide appropriate corrections and answers.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

In accordance with 10 Code of Federal Regulations 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure 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>.

Sincerely,

A handwritten signature in black ink, appearing to read "C. F. Frazier", is written over the typed name and title.

Cassandra F. Frazier
Senior Health Physicist
Materials Licensing Branch

License No. 34-35077-01

Docket No. 030-38654

Enclosure: Amendment No. 03