

**MATERIALS LICENSE**

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974 (Public Law 93-438), and Title 10, Code of Federal Regulations, Chapter I, Parts 30, 31, 32, 33, 34, 35, 36, 37, 39, 40, 70 and 71, and in reliance on statements and representations heretofore made by the licensee, a license is hereby issued authorizing the licensee to receive, acquire, possess, and transfer byproduct, source, and special nuclear material designated below; to use such material for the purpose(s) and at the place(s) designated below; to deliver or transfer such material to persons authorized to receive it in accordance with the regulations of the applicable Part(s). This license shall be deemed to contain the conditions specified in Section 183 of the Atomic Energy Act of 1954, as amended, and is subject to all applicable rules, regulations, and orders of the Nuclear Regulatory Commission now or hereafter in effect and to any conditions specified below.

|  |  |   |  |
|--|--|---|--|
| Licensee<br><br>1. Siouxland Surgery Center, LLP<br>d/b/a Dunes Surgical Hospital<br><br>2. 600 Sioux Point Road<br>Dakota Dunes, SD 57049 |  | In accordance with letter dated<br>August 30, 2017.   | 4. Expiration Date: November 30, 2025  |
|  |  | 3. License number: 40-34223-01 is<br>amended in its entirety to read as<br>follows:                           | 5. Docket No.: 030-36922<br>Reference No.:   |
| 6. Byproduct, source,<br>and/or special nuclear<br>material<br><br>A. Any byproduct material<br>identified in 10 CFR<br>35.400             | 7. Chemical and/or physical form<br><br>A. Sealed Sources (Amersham,<br>Model 6700 Series; Bard<br>Brachytherapy, Inc., Model STM<br>1251; Best Medical International,<br>Inc., Model 2335; International<br>Brachytherapy, Model 1031L;<br>IsoAid LLC, Model IAPd-103A or<br>IAI-125A; North American<br>Scientific, Inc., Model MED 3631<br>or 3633; Source Tech Medical,<br>Model STM1251; Syncor<br>Pharmaceuticals, Inc., Model<br>BT-125-1; Theragenics<br>Corporation, Model I25.S06 or<br>TheraSeed Model 200) | 8. Maximum amount that licensee<br>may possess at any one time<br>under this license<br><br>A. 4 curies total | 9. Authorized use<br><br>A. For any manual brachytherapy<br>procedure permitted by 10 CFR 35.400<br>for which the patient can be released<br>under the provisions of 10 CFR 35.75. |

**MATERIALS LICENSE  
SUPPLEMENTARY SHEET**

License Number

40-34223-01

Docket or Reference Number

030-36922

Amendment No. 5

---

**CONDITIONS**

10. Licensed material may be used or stored only at the licensee's facilities located at 455 Sioux Point Road, Dakota Dunes, South Dakota.
11. The Radiation Safety Officer for this license is Gregory D. Naden, M.D.
12. Licensed material shall only be used by, or under the supervision of:
- A. Individuals permitted to work as authorized users in accordance with 10 CFR 35.13 and 10 CFR 35.14.
  - B. The following individuals are authorized users for the material and medical uses as indicated:

| <u>Authorized User(M.D.,D.O.,etc.)</u> | <u>Material and Use</u> |
|--|-------------------------|
| Gregory D. Naden, M.D.                 | 35.400                  |

# MATERIALS LICENSE SUPPLEMENTARY SHEET

License Number

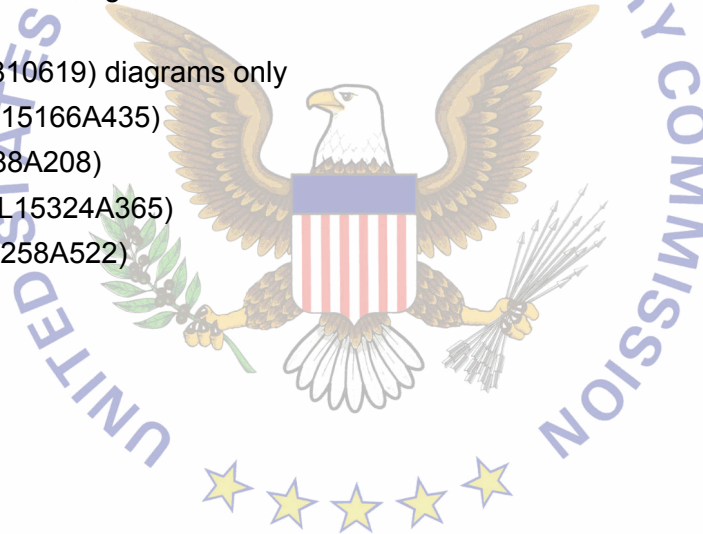
40-34223-01

Amendment No. 5

Docket or Reference Number

030-36922

13. Except as specifically provided otherwise in this license, the licensee shall conduct its program in accordance with the statements, representations, and procedures contained in the documents, including any enclosures, listed below. This license condition applies only to those procedures that are required to be submitted in accordance with the regulations. Additionally, this license condition does not limit the licensee's ability to make changes to the radiation protection program as provided for in 10 CFR 35.26. The U.S. Nuclear Regulatory Commission's regulations shall govern unless the statements, representations, and procedures in the licensee's application and correspondence are more restrictive than the regulations.
- A. Letter dated June 20, 2005 (ML051810619) diagrams only
- B. Application dated May 20, 2015 (ML15166A435)
- C. Letter dated June 23, 2015 (ML15188A208)
- D. Letter dated November 20, 2015 (ML15324A365)
- E. Letter dated August 30, 2017 (ML17258A522)



FOR THE U.S. NUCLEAR REGULATORY COMMISSION

Date: November 30, 2017

By: \_\_\_\_\_ /RA/  
Michelle R. Simmons  
Region 4