

## MATERIALS LICENSE

Amendment No. 36

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, 39, 40, and 70, 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.

302657

Licensee		In accordance with the letter dated May 6, 1997	
1. Lorain Community/St. Joseph Regional Health Center		3. License Number 34-04474-01 is amended in its entirety to read as follows:	
2. 3700 Kolbe Road Lorain, OH 44053		4. Expiration Date November 30, 2004	
		5. Docket or Reference No. 030-02729	
6. Byproduct, Source, and/or Special Nuclear Material	7. Chemical and/or Physical Form	8. Maximum Amount that Licensee May Possess at Any One Time Under This License	
A. Any byproduct material identified in 10 CFR 35.100	A. Any radiopharmaceutical identified in 10 CFR 35.100	A. As needed	
B. Any byproduct material identified in 10 CFR 35.200	B. Any radiopharmaceutical identified in 10 CFR 35.200	B. As needed	
C. Any byproduct material identified in 10 CFR 35.300	C. Any radiopharmaceutical identified in 10 CFR 35.300	C. As needed (not to exceed 1 curie of iodine-131)	
D. Any byproduct material identified in 10 CFR 35.400	D. Any brachytherapy sources identified in 10 CFR 35.400	D. As needed	
E. Any byproduct material identified in 10 CFR 31.11	E. Prepackaged Kits	E. As needed	

## 9. Authorized Use:

- A. Medical use described in 10 CFR 35.100.
- B. Medical use described in 10 CFR 35.200.
- C. Medical use described in 10 CFR 35.300.

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## 9. Authorized Use (Continued)

D. Medical use described in 10 CFR 35.400.

E. In vitro studies.

CONDITIONS

10. A. Licensed material in Items 6.A. through 6.E. may be used at the licensee's East Campus facilities located at 205 West 20th Street, Lorain, Ohio.
- B. Licensed material in Items 6.A., 6.B., 6.C. and 6.E. may be used at the licensee's West Campus facilities located at 3700 Kolbe Road, Lorain, Ohio.
11. A. The Radiation Safety Officer for material in Items 6.A., 6.B., 6.C. and 6.E. is Thomas R. Martin, M.D.
- B. The Radiation Safety Officer for material in Item 6.D. is Mark Thompson, D.O.
12. Licensed material listed in Item 6 above is only authorized for use by, or under the supervision of, the following individuals for the materials and uses indicated:

Authorized UsersMaterial and Use

- |                                   |   |
|-----------------------------------|---|
| A. David B. Joyce, M.D.           | 10 CFR 35.200, limited to cardiovascular clinical procedures.                         |
| B. Lawrence G. Thorley, M.D.      | 10 CFR 35.100, 35.200, 35.300, 35.400 and 31.11.                                      |
| C. Carlos E. Fernandez Pena, M.D. | 10 CFR 35.100, 35.200, 35.300, 35.400 and 31.11.                                      |
| D. Thomas R. Martin, M.D.         | 10 CFR 35.100, 35.200, 35.300, and 31.11.   |
| E. Paul F. Varley, M.D.           | 10 CFR 35.100, 35.200, 35.300, and 31.11.   |
| F. Stephen M. Ticich, M.D.        | 10 CFR 35.100, 35.200, 35.300, and 31.11.   |
| G. John A. Vanek, M.D.            | 10 CFR 35.100, 35.200, 35.300, and 31.11.   |
| H. Teresita S. Ocampo, M.D.       | 10 CFR 35.100, 35.200, 35.300 (excluding iodine-131 for thyroid carcinoma) and 31.11. |
| I. Richard L. Lenhart, M.D.       | 10 CFR 35.100, 35.200, 35.300 (excluding iodine-131 for thyroid carcinoma) and 31.11. |

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## 12. (Continued)

Authorized UsersMaterial and Use

- |                                |   |
|--------------------------------|---|
| J. Chadralekha P. Patel, M.D.  | 10 CFR 35.400.  |
| K. Edwardo P. Martinez, M.D.   | 10 CFR 35.100, 35.200, 35.300 (excluding iodine-131 for thyroid carcinoma) and 31.11. |
| L. William Ferber, M.D.        | 10 CFR 35.100, 35.200, 35.300 (excluding iodine-131 for thyroid carcinoma) and 31.11. |
| M. Fredrich H. Dengel, M.D.    | 10 CFR 35.100, 35.200, 35.300 (excluding iodine-131 for thyroid carcinoma) and 31.11. |
| N. Francis M. Kearney, M.D.    | 10 CFR 35.100, 35.200, 35.300, and 31.11.   |
| O. Cathy H. Miller, M.D.       | 10 CFR 35.100, 35.200, 35.300, and 31.11.   |
| P. Peter Fanton, D.O.          | 10 CFR 35.100, 35.200, 35.300 (excluding iodine-131 for thyroid carcinoma) and 31.11. |
| Q. Timothy James Woisnet, M.D. | 10 CFR 35.100, 35.200, and 31.11.   |
| R. Eric C. Flint, M.D.         | 10 CFR 35.100, 35.200 and 31.11.  |
| S. Brian Higgins, M.D.         | 10 CFR 35.100, 35.200, 35.300 and 31.11.  |
| T. David P. Stout, M.D.        | 10 CFR 35.100, 35.200, 35.300 (excluding iodine-131 for thyroid carcinoma) and 31.11. |
| U. Mark E. Thompson, D.O.      | 10 CFR 35.300, limited to Sr-89 for treatment of bone metastases, 35.400 and 31.11.   |
| V. James G. Carlisle, M.D.     | 10 CFR 35.100, 35.200 and 35.300.   |
| W. Paresh Arora, M.D.          | 10 CFR 35.100, 35.200 and 35.300.   |
13. In addition to the possession limits in Item 8, the licensee shall further restrict the possession of licensed material to quantities below the minimum limit specified in 10 CFR 30.35(d) for establishing decommissioning financial assurance.
14. The licensee is authorized to transport licensed material only in accordance with the provisions of 10 CFR Part 71, "Packaging and Transportation of Radioactive Material."

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15. The licensee may transfer and transport licensed material in Items 6.A., 6.B., (excluding generators) and 6.E. between its facilities listed in Condition No. 10 in accordance with the statements, representations and procedures in the applications dated July 19, 1994 (with attachments), November 22, 1995 (with attachments) and letter dated May 23, 1996 (with attachments).
16. Vehicles used for transporting radioactive materials shall be promptly surveyed for contamination after each transfer.
17. 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, except for minor changes in the medical use radiation safety procedures as provided in 10 CFR 35.31. The 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. Applications dated July 19, 1994 (with attachments), August 26, 1994, November 22, 1995 (with attachments) and February 14, 1997 (with attachments); and
- B. Letters dated November 10, 1994, November 21, 1994, May 23, 1996 (with attachments), and May 6, 1997.

FOR THE U.S. NUCLEAR REGULATORY COMMISSION

Date JUN 13 1997

By

  
Nuclear Materials Licensing Branch, Region III

COPY



(FOR LFMS USE)  
INFORMATION FROM LTS

56

BETWEEN:

License Fee Management Branch, ARM  
and  
Regional Licensing Sections

Program Code: 02120  
Status Code: 0  
Fee Category: 7C 2B  
Exp. Date: 20041130  
Fee Comments:  
Decom Fin Assur Req'd: N

LICENSE FEE TRANSMITTAL

A. REGION

1. APPLICATION ATTACHED

Applicant/Licensee: COMMUNITY HEALTH PARTNERS  
Received Date: 970520  
Docket No: 3002729  
Control No.: 302657  
License No.: 34-04474-01  
Action Type: Amendment

2. FEE ATTACHED

Amount: ~~-----~~  
Check No.: ~~-----~~

\* ADDL. INFO.  
399633-56

3. COMMENTS

Signed D. Harney  
Date 5/27/97

B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone 03 is entered / ☒ /)

1. Fee Category and Amount: 7C 2B

2. Correct Fee Paid. / Application may be processed for:

Amendment 1  
Renewal -----  
License -----

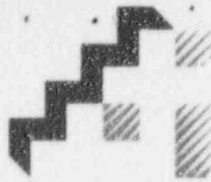
3. OTHER -----

Signed SC  
Date 5/30/97

JUN 05 1997

Log	May 11 III
Remitter	
Check No.	
Amount	
Fee Category	7C 2B
Type of Fee	Amo
Date Check Rec'd	
Date Completed	5/30/97
By	SC

1997 MAY 30 PM 2:23



# COMMUNITY™

Health Partners

May 6, 1997

Colleen C. Casey  
U.S. Nuclear Regulatory Commission  
Region III  
801 Warrenville Road  
Lisle, Illinois 60532-4351

RE: NRC License #34-04474-01  
Control No. 399633

Dear Ms. Casey:

This correspondence is to provide you with the close-out survey results of our old nuclear medicine department. The information is being provided as requested in the cover letter from the Commission dated June 10, 1996, that was issued with Amendment #33. We are intending to abandon the old facility as soon as the Commission authorizes this for the purpose of renovation and unrestricted use. Any expedient handling of the authorization to release this area would be greatly appreciated.

We hope the attached information is satisfactory.

Thank you for your attention to this matter.

Sincerely,

Brian C. Lockwood  
President & Chief Executive Officer

BCL/cmk

Attachments

*Cont'd 7 399633*  
**FEE NOT REQUIRED**

*pm 5-16-97*  
PARTNERS FOR LIFE

*302657*  
**RECEIVED**

**MAY 20 1997**

**REGION III**

**MAY 20 1997**

**CLOSE OUT SURVEY**  
Nuclear Medicine Department

Date: 4/26/97

Address: Community Health Partners  
Formerly: Lorain Community/St Joseph Regional Health Center  
3700 Kolbe Road/West Campus  
Lorain, Ohio 44053

NRC License: # 34-04474-01

Survey Instrument: Bicron Model #: 2000 Serial #: B995N

Last Calibration Date of Survey Meter: 2/21/97

Check Source Reading: 0.6 mR/hr

Wipe Test Analyzer: Well Detector Picker Spectroscaler 4

Last Calibration: 4/26/97

Wipe Test Window: E-ΔE 20-700 keV

Minimum Detectable Activity: 790 dpm at 3 S.D. for 1 minute

Well Counter Efficiency: 9.9 % with Co-57

Wipe Analysis Background: E-ΔE 20-700

G-M Survey Background: 0.03 mR/hr

Surveyors: Shanti Patel

\_\_\_\_\_

**Area Surveyed:**

A complete contact survey using a G-M survey meter on the lowest range was conducted on 4/26/97. The survey results indicated no exposure levels were in excess of 0.03 mR/hr.

**Surface Wipe Tests:**

Surface wipe tests were performed using a dry smear. Surfaces wiped included the counters, storage areas, and floor. The wipe test results were recorded in net dpm with no measurement noted above background.

**Results:** No removable contamination was observed. See attached summary.

**Conclusion:**

All surveys produced background readings from the survey meter and wipe test analysis. No radiation levels above background were detected. No removable contamination was found.

**Recommendations:**

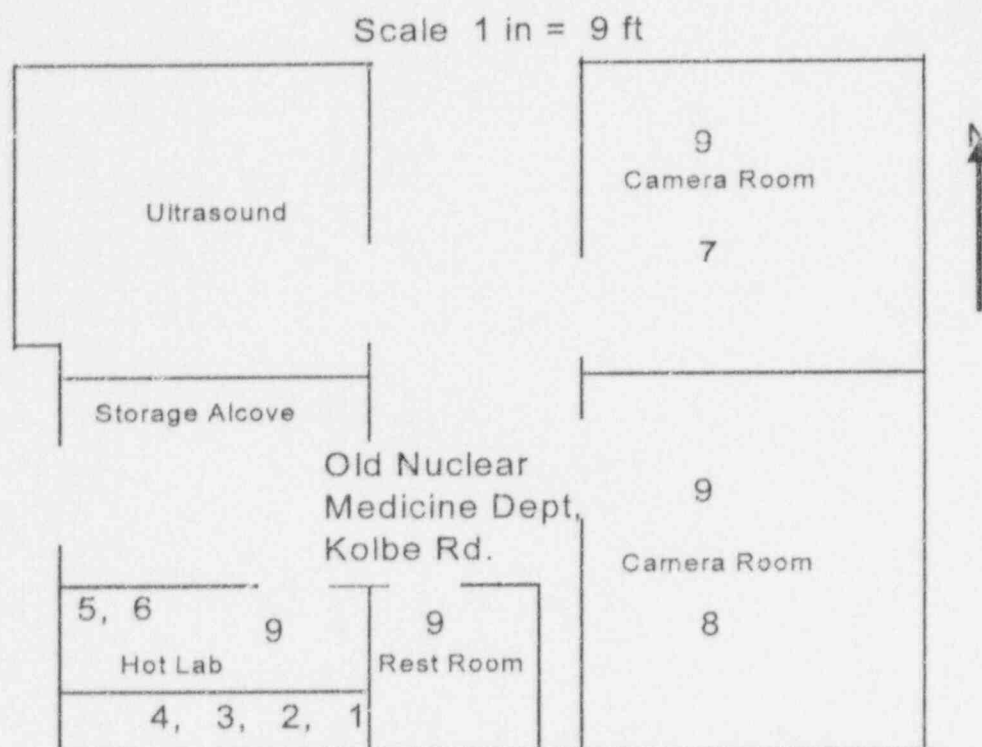
Signs indicating the presence of radioactive materials to be removed or defaced. The facility may be released for unrestricted use upon approval from the NRC.



Thomas R. Martin, M.D. Radiation Safety Officer



Community Health Partners  
Formerly: Lorain Community/St. Joseph Regional Medical Health Center/ West  
Campus  
Nuclear Medicine Department



Area	G-M Survey (mSv/hr)	Wipe (dpm)
1. Generator Use/Storage	3E-4	0
2. Countertops	3E-4	0
3. Dose/Kit Prep Area	3E-4	0
4. Storage	3E-4	0
5. Hood	3E-4	0
6. Isotope Storage (under)	3E-4	0
7. Camera Imaging	3E-4	0
8. Camera Imaging Calibrator	3E-4	0
9. Floor and surface areas	3E-4	0
Treadmill	3E-4	0
Background	3E-4	486 cpm

JUN 13 1997

Brian C. Lockwood  
President & Chief Executive Officer  
Community Health Partners  
3700 Kolbe Road  
Lorain, OH 44053

Dear Mr. Lockwood:

Enclosed is Amendment No. 36 to your NRC Material License No. 34-04474-01 in accordance with your request.

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 so that we can provide appropriate corrections and answers.

Please be advised that your license expires at the end of the day, in the month, and year stated in the license. Unless your license has been terminated, you must conduct your program involving byproduct materials in accordance with the conditions of your NRC license, representations made in your license application, and NRC regulations. In particular, note that you must:

1. Operate in accordance with NRC regulations 10 CFR Part 19, "Notices, Instructions and Reports to Workers; Inspections," 10 CFR Part 20, "Standards for Protection Against Radiation," and other applicable regulations.
2. Notify NRC, in writing, within 30 days:
  - a. When an authorized user or Radiation Safety Officer permanently discontinues performance of duties under the license or has a name change; or
  - b. When the licensee's mailing address changes (no fee is required if the location of byproduct material remains the same).
3. In accordance with 10 CFR 30.36(b) and/or license condition, notify NRC, promptly, in writing, and request termination of the license:
  - a. When you decide to terminate all activities involving materials authorized under the license; or

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- b. If you decide not to complete the facility, acquire equipment, or possess and use authorized material.
4. Request and obtain a license amendment before you:
- a. Receive or use byproduct material for a clinical procedure permitted under Part 35 but not permitted by your license issued pursuant to this Part;
  - b. Permit anyone, except individuals described in 10 CFR 35.13(b) to work as an authorized user under the license;
  - c. Change Radiation Safety Officers;
  - d. Order byproduct material in excess of the amount, or radionuclide, or form different than authorized on the license;
  - e. Add or change the areas of use or address or addresses of use identified in the license application or on the license; or
  - f. Change ownership of your organization.
5. Submit a complete renewal application with proper fee or termination request at least 30 days before the expiration date of your license. You will receive a reminder notice approximately 90 days before the expiration date. Possession of byproduct material after your license expires is a violation of NRC regulations. A license will not normally be renewed, except on a case-by-case basis, in instances where licensed material has never been possessed or used.

In addition, please note that NRC Form 313 requires the applicant, by his/her signature, to verify that the applicant understands that all statements contained in the application are true and correct to the best of the applicant's knowledge. The signatory for the application should be the licensee or certifying official rather than a consultant.

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action against you. This could include issuance of a notice of violation, or imposition of a civil penalty, or an order suspending, modifying or revoking your license as specified in the General Policy and Procedures for NRC Enforcement Actions, 10 CFR Part 2, Appendix C.

B. Lockwood

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Since serious consequences to employees and the public can result from failure to comply with NRC requirements, prompt and vigorous enforcement action will be taken when dealing with licensees who do not achieve the necessary meticulous attention to detail and the high standard of compliance which NRC expects of its licensees.

Sincerely,

Original Signed By  
Evelyn R. Matson  
Nuclear Materials Licensing Branch

License No.: 34-04474-01  
Docket No.: 030-02729

Enclosure: Amendment No. 36

DOCUMENT NAME: M:\03002729.CL7

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure  
"N" = No copy

OFFICE	DNMS/RIII <i>EM</i>								
NAME	ERMatson:brt								
DATE	06/ 12 /97								

OFFICIAL RECORD COPY





UNITED STATES  
NUCLEAR REGULATORY COMMISSION

REGION III  
801 WARRENVILLE ROAD  
LISLE, ILLINOIS 60532-4351

May 23, 1997

Thomas R. Martin, M.D.  
Radiation Safety Officer  
Community Health Partners  
Hospital and Surgical Center  
Comprehensive Cancer Center  
3700 Kolbe Road  
Lorain, OH 44053

SUBJECT: ACKNOWLEDGEMENT OF CORRESPONDENCE  
(Letter Dated 05/06/97)

Dear Licensee:

In response to your request, we have completed the initial processing, which is an administrative review of your application for a(n):

☐ New License                      ☒ Amendment                      ☐ Renewal  
☐ Termination                      ☐ Auth User (Amendment not required)  
☐ Other \_\_\_\_\_

No administrative deficiencies were identified during this initial review. However, it should be noted that a technical review may identify omissions in the submitted information.

It appears that your request is routine (see 1-3 below, as applicable).

1. New and amendment actions are normally processed within 90 days, unless we find major deficiencies, or policy issues requiring central program office assistance.
2. Renewal actions are normally processed within 180 days, however, under timely filing (before expiration), you may continue to operate under your existing license.
3. Termination actions are normally processed within 90 days, unless confirmatory surveys following decontamination/decommissioning activities are involved.

A copy of your correspondence has been forwarded to our Licensing Fee and Debt Collection Branch (301/415-6097) for approval of the fee category and amount, if required.

If you have a compelling safety or business-related reason for requesting expedited review, please contact the Materials Licensing Branch at (630) 829-9887. We will try to complete your request as soon as practicable. Any correspondence about this request should reference the control number.

Nuclear Materials Support Branch

Mail Control No. 302657  
License No. 34-04474-01