

**From:** [Forster, Sara](#)  
**To:** [James Speiser](#); [tgillespie@indyvet.com](mailto:tgillespie@indyvet.com)  
**Subject:** Additional Information and Clarification Request for IndyVet Emergency and Specialty Hospital, NRC Lic. No. 13-32698-01, CN628741  
**Date:** Monday, November 29, 2021 12:15:00 PM

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Dear Dr. Speiser & Dr. Gillespie:

Our office has reviewed the September 29, 2021 request for NRC to provide written consent for a transfer of control of IndyVet Emergency and Specialty Hospital's (your) U.S. Nuclear Regulatory Commission (NRC) Materials License for veterinary use. Upon review, our office has determined that additional information is needed to consent to a transfer of control to and amend the license. A publicly available version of your letter is available electronically from NRC's Agencywide Documents Access and Management System (ADAMS), the NRC's electronic document system, at accession number [ML21321A300](#). The NRC's ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

For additional guidance, please refer to [NUREG 1556, Volume 15, revision 1, "Consolidated Guidance About Materials Licenses: Program-Specific Guidance About Changes of Control and About Bankruptcy Involving Byproduct, Source, or Special Nuclear Materials Licenses,"](#) Sections 5, "Change of Control," pp. 5-1 to 5-8, and 9.7, "Individual(s) Responsible for Radiation Safety Program and Their Training and Experience," pp. 9-5 to 9-7. Please also refer to [NUREG 1556, Volume 7, revision 1, "Consolidated Guidance About Materials Licenses: Program-Specific Guidance About Academic, Research and Development, and Other Licenses of Limited Scope, Including Electron Capture Devices and X-Ray Fluorescence Analyzers,"](#) Section 8.7.1, "Radiation Safety Officer," pp. 8-13 to 8-15.

**Individual(s) Responsible for Radiation Safety Program and Their Training and Experience:**

1. The notification indicated that Dr. Speiser expects to review within 12 months and that he and Dr. Gillespie are both Radiation Safety Officers (RSOs). Please note that both Dr. Speiser and Dr. Gillespie are authorized for use of licensed materials, under your license. However, only one person may be listed as RSO. Currently Dr. Gillespie is the RSO.

***1.1 To add a new RSO, please provide documentation of training and experience, as outlined in NUREG 1556, Vol. 7, rev. 1.***

**Information Needed for Transfer of Control Application:**

2. The notification provided information needed for Transfer of Control, as outlined in NUREG 1556, Vol. 15, rev. 1, Appendix E, pp. E-1 to E-2, excluding: (a) clarity on the new licensee's name (if changed); (b) confirmation from the transferee regarding agreement to transfer of control; and (c) confirmation from the transferee that it will abide by all license requirements.

***2.1 Please provide either a second copy of your September 29, 2021 letter, signed***

**by a representative or representatives for the transferee – National Veterinary Associates and/or NVA Indy Vet Veterinary Management LLC, including the licensee's new name.**

**2.2 Please also assure that your response, signed by the transferee, includes confirmations from both the transferor and transferee that they agree to transferring control of the licensed material and activity, and the conditions of transfer, and that the transferee has been made aware of any open inspection items and its responsibility for possible resulting enforcement actions.**

**2.3 Finally, please assure that your response, signed by the transferee, includes confirmations that the transferee will abide by all constraints, conditions, requirements, representations, and commitments of the transferor or that the transferee will submit a complete description of the proposed licensed program.**

**Confirmation of Completion of Transfer of Control:**

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3. The notification appeared to indicate that the Transfer of Control would occur on or about September 30, 2021, shortly after the completion of the merger acquisition. However, the notification was unclear as to the specific date on which the transfer had occurred or would occur.

**3.1 If the transfer of control has been completed as described in the letter, please provide the date of the transfer and attach documentation (1-2 page certification, memo or similar) confirming that the transfer had occurred. If the transfer has not yet been completed, please provide an approximate date on which the transfer is anticipated to occur.**

Please provide a response via a signed and dated letter within 14 days (on or prior to December 13, 2021). If you are unable to provide a response before then, please provide a signed and dated letter by that date indicating the date by which you will be able to provide a written response to the items outlined in this request. For quickest processing, please submit your response as a pdf file attached to an email message. You may also submit a response via fax or via regular mail. If you have any questions regarding this message, please do not hesitate to reach out to me by phone or email.

Sincerely,

**Sara A. Forster, Health Physicist Licensing Reviewer**

U.S. Nuclear Regulatory Commission - Region III

Division of Nuclear Materials Safety

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