

DL-041598-04

April 15, 1998

Dag Hammarskjold Cancer Treatment Center
ATTN: V. Sahadevan, M.D.
205 Dry Hill Road
Beckley, West Virginia 25801

SUBJECT: TERMINATION OF LICENSE NO. 47-24832-01 and COMPLIANCE WITH THE
RULE "TIMELINESS IN THE DECOMMISSIONING OF MATERIAL FACILITIES"

Dear Dr. Sahadevan:

This refers to your letters dated April 23, 1996 and November 5, 1997, requesting termination of your NRC license.

In response to your request, an inspection and "closeout survey" was conducted at your facility by NRC staff on December 16, 1997. At that time, you were informed that in order for NRC to terminate your license, it would be necessary for you to (1) provide a written statement to NRC explaining the use or lack of use of the isotopes listed on your license for the purpose of conducting research, (2) properly dispose of or transfer to an authorized recipient, your cesium-137 source (nominal activity of 206.8 microcuries, 1991) and (3) provide NRC with a completed NRC Form 314 "Certificate of Disposition of Materials." Completion of these steps is necessary to properly "decommission" your facility in support of your license termination request.

Since the time of the inspection, we have spoken to you on several occasions, by telephone, for the purpose of determining the status of your licensed material. To date you have been unable to verify to NRC that you have taken the necessary steps for NRC to terminate your license.

In accordance with 10 CFR 30.36(h), you are required to complete the decommissioning of your facility as soon as practicable but no later than 24 months following the initiation of such decommissioning. The 24 months time limit will expire April 30, 1998, based upon your notification dated April 23, 1996.

Therefore, you should be aware that if decommissioning of your facility, and termination of your license is not completed by April 30, 1998, you may be in violation of NRC regulatory requirements, and subject to enforcement action by NRC in accordance with the "General Statement of Policy and Procedures for Enforcement Actions," (Enforcement Policy), NUREG-1600, published June 30, 1995.

Dag Hammarskjold Cancer
Treatment Center

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If there are any questions, please contact Mr. Michael Fuller at
(404) 562-4714 or me at (404) 562-4731.

Sincerely,

original signed by Mark Lesser

Mark S. Lesser, Chief
Materials Licensing/Inspection Branch 2
Division of Nuclear Materials Safety

cc: State of West Virginia

Distribution

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RII Docket File, DNMS

OFFICE	RTI:DNMS													
SIGNATURE	<i>Ma Fuller</i>													
NAME	Ma Fuller													
DATE	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98	4/14/98
COPY	(YES)	NO	YES	NO										

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DOCUMENT NAME: G:\DNMS\COM\TR\257712.MLF

BETWEEN:

License Fee Management Branch, ARM
and
Regional Licensing Sections

(FOR LFMS USE)
INFORMATION FROM LTS

Program Code: 02201
 Status Code: 0
 Fee Category: 7C
 Exp. Date: 20020228
 Fee Comments:
 Decom Fin Assur Recd: N

LICENSE FEE TRANSMITTAL

A. REGION:

1. APPLICATION ATTACHED

Applicant/Licensee: DAG HAMMARSKJOLD CANCER TREATMENT
 Received Date: 971110
 Docket No: 3029092
 Control No.: 257712
 License No.: 47-24832-01
 Action Type: Termination

2. FEE ATTACHED

Amount: NONE
 Check No.: _____

3. COMMENTS

Signed: DIANE HEIM
 Date: 11/12/97

B. LICENSE FEE MANAGEMENT BRANCH (Check when milestone is reached)

1. Fee Category and Amount:

2. Correct fee paid. Application may be processed for:

Amendment _____
 Renewal _____
 License _____

3. OTHER

Signed _____
 Date _____

FILED
NOV 12 1997
ARM