

DL-062596-07

JUN 25 1996

José N. De León, M.D.
Suite 1427
Condominio Castillo Del Mar
Isla Verde, Carolina, Puerto Rico 00979

SUBJECT: TRANSMITTAL AND EXPLANATION OF MATERIALS LICENSE
(REFERENCE CONTROL NO. 257018; DOCKET NO. 030-17134)

Dear Dr. De León:

Enclosed is Amendment No. 6 to License No. 52-19206-01 issued in response to your letter dated March 22, 1996. Revisions to your license are printed in **BOLD** typeface. Please review this document carefully and be sure that you understand all of its provisions. If there are any errors or questions, please notify this office (ATTN: Ms. Diane Heim at (404) 331-4673) 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 19, "Notice, 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 the 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
 - 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, not authorized under 10 CFR 35, Subpart J, to work as an authorized user under a license for medical use of byproduct material.
 - c. add or change the areas of use or address (or addresses) of use identified in the license application or on the license; or
 - d. 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. Transfer of licensed materials must be consistent with 10 CFR 30.41. 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.

Please be aware that when you transport byproduct materials for purposes other than for use in the practice of medicine (e.g. transport to new storage location), you must do so as required by 10 CFR 71.5 (see condition 16 of the enclosed license). The exemption of physicians described in 10 CFR 71.9 would not apply.

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 Statement of Policy and Procedures for NRC Enforcement Actions," NUREG-1600, (7/95). 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 against those who do not achieve the necessary attention to detail and standard of compliance expected of licensees.

If you have questions about this letter or your license, please call me at (404) 331-7438.

Sincerely,

José M. Díaz Vélez
Materials License Reviewer
Division of Nuclear Materials Safety

Enclosures:

1. License amendment No. 6
2. 10 CFR 71

SEND TO PUBLIC DOCUMENT ROOM?			YES	NO
OFFICE	R11:DNMS	R11:DNMS	R11:DNMS	
SIGNATURE	<i>JM</i>	<i>JH</i>	<i>JP</i>	
NAME	JDiaz	JHenson	JPotter	
DATE	6/25/96	6/25/96	6/25/96	
COPY?	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	

OFFICIAL RECORD COPY

DOCUMENT NAME: G:\DNMS\ML192\LICLTR\257018.JMD

OFFICIAL RECORD COPY
MATERIALS LICENSE

Amendment No. 6

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.

Licensee	In accordance with letter dated March 22, 1996
1. José N. De León, M.D.	3. License Number 52-19206-01
2. Cond. Castillo Del Mar, Suite #1427 Isla Verde, Puerto Rico 00979	is amended in its entirety to read as follows:
	4. Expiration Date April 30, 2001 (extended)
	5. Docket or Reference No. 030-17134

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. Strontium 90	A. Sealed Source (Nuclear Associates, Inc. Model No. 67-800)	A. 150 millicuries

9. Authorized Use:	
A. For storage only.	

CONDITIONS

- 10. Licensed material shall be stored only at Condominio Castillo Del Mar, Road 187, Km. 0.3, Isla Verde, Carolina, Puerto Rico.
- 11. Radiation Safety Officer: José N. De León, M.D.
- 12. Licensed material shall be stored under the supervision of José N. De León, M.D.
- 13. A. The source(s) specified in Item 7, shall be tested for leakage and/or contamination at intervals not to exceed 6 months. Any source received from another person which is not accompanied by a certificate indicating that a test was performed within 6 months before the transfer shall not be put into use until tested.
- B. Any source in storage and not being used need not be tested. When the source is removed from storage for use or transfer to another person, it shall be tested before use or transfer.

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**MATERIALS LICENSE
SUPPLEMENTARY SHEET**

License Number 52-19206-01

Docket or Reference Number 030-17134

Amendment No. 6

(continued)

CONDITIONS

13. C. The test shall be capable of detecting the presence of 0.005 microcurie of radioactive material on the test sample. If the test reveals the presence of 0.005 microcurie or more of removable contamination, the source shall be removed from service and decontaminated, repaired, or disposed of in accordance with Commission regulations. A report shall be filed within 5 days of the date the leak test result is known with the U. S. Nuclear Regulatory Commission, Region II, Division of Nuclear Material Safety, Materials Licensing and Inspection Branch 2, 101 Marietta Street, Suite 2900, Atlanta, Georgia 30323. The report shall specify the source involved, the test results, and corrective action taken. Records of leak test results shall be kept in units of microcuries and shall be maintained for inspection by the Commission. Records may be disposed of following Commission inspection.
- D. Tests for leakage and/or contamination shall be performed by Santiago Gomez-Figueroa, M.S. or by other persons specifically licensed by the Commission or an Agreement State to perform such services.
14. Sealed sources containing licensed material shall not be opened or removed from their respective source holders by the licensee.
15. The eye applicator device shall have a locked container designed to prevent unauthorized or accidental removal of the sealed source from its shielded position. The eye applicator must be locked in its storage container when in transport, storage or when not under the direct surveillance of an authorized user.
16. The licensee may transport licensed material in accordance with the provisions of 10 CFR Part 71, "Packaging and Transportation of Radioactive Material."
17. The licensee shall maintain records of information important to safe and effective decommissioning at Condominio Castillo Del Mar, Road 187, Km. 0.3, Isla Verde, Carolina, Puerto Rico, in accordance with the provisions of 10 CFR 30.35(g) until this license is terminated by the Commission.

**MATERIALS LICENSE
SUPPLEMENTARY SHEET**

License Number 52-19206-01

Docket or Reference Number 030-17134

Amendment No. 6

(continued)

CONDITIONS

18. Except as specifically provided otherwise in this license and in 10 CFR 35.31, the licensee shall conduct its program in accordance with the statements, representations, and procedures contained in the documents including any enclosures, listed below. 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. Application dated August 8, 1990

B. Letters dated:

April 10, 1991

February 13, 1992

March 22, 1996

[additional information]

[Change of postal address]

[Change of storage area, request of storage only status and extension of expiration date in accordance with 10 CFR 30.36]

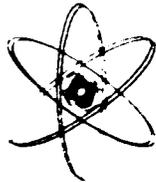
FOR THE U.S. NUCLEAR REGULATORY COMMISSION

JAY L. HENSON

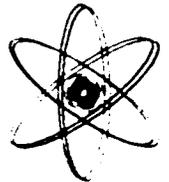
Date JUN 25 1996

By Jay L. Henson
Region II, Division of Nuclear Materials Safety
101 Marietta Street, Suite 2900
Atlanta, GA 30323-0199

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From the Desk of



José V. Pérez Bobonis

Dear José:

This is a copy of
quotation sent to
Dr. José N. De León
by Chem - Nuclear.

Sincerely,

Oficina de Protección Radiológica