causation based upon a dose reconstruction performed by the National Institute for Occupational Safety and Health (NIOSH). Depending on the level and extent of radiation exposure reported in a dose reconstruction, the type of cancer diagnosed, and other factors, a probability of causation (POC) is assessed. POC is a calculation of the likelihood that a diagnosed cancer is a result of radiation exposure. Any POC equal to or greater than 50% results in a finding that radiation caused a diagnosed cancer. The second method for establishing causation is membership in a Special Exposure Cohort (SEC) class. SEC classes are identified through the EEOICPA or are designated by NIOSH and require certain specific medical and employment criteria be satisfied. Membership in a SEC class results in a presumption that radiation caused a diagnosed cancer and therefore do not require a POC calculation. The DEEOIC will process every cancer claim based on either the POC process or possible inclusion in a SEC class. Unfortunately, the Savannah River Site does not currently have an SEC class.

To pursue a claim under Part E of the Act, evidence must show that the cancer is due to some other biological or chemical exposure. If you are claiming a cancer that appears on Attachment 1 and radiation has been excluded as a causal factor due to an SEC or POC determination, the DEEOIC is currently unable to identify any biological or chemical substance linked to causing cancer. Accordingly, if you believe that the diagnosed cancer is affiliated a biological or chemical exposure, you must present evidence to substantiate such a connection.

This letter is meant to afford you the opportunity to submit relevant and substantive information in support of your claim. Under the Act, it is ultimately your responsibility to submit the necessary information to establish a claim under the EEOICPA. Please respond prior to June 14, 2008. If you need additional time to collect relevant evidence with regard to your claim, please contact your assigned claims examiner. Reasonable requests for an extension will be entertained. Otherwise, after the date indicated, the DEEOIC will proceed with an evaluation of your case and the issuance of a recommended determination.

If you have any questions or concerns, please contact me at

Sincerely,

[Signature]

[Name]

Claims Examiner
Consideration of Radiation Exposure:

NIOSH has completed a dose reconstruction for the employee's diagnosed cancer. The radiological toxic component for this cancer is adjudicated separately by the dose reconstruction process and is binding on the DEEOICP. Radiation should not be considered a toxic substance for any cancer and should not be a part of the medical opinion that is being requested of you.

Other:

Personal Protective Equipment Used

*Idaho National Laboratory*: ○ Work Uniform

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Employee:  
File Number:  

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Claims Examine  

February 19, 2009  
(Date)