



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

OFFICE OF THE
GENERAL COUNSEL

June 7, 2007

Thomas S. Moore
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Anthony J. Baratta
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Paul Abramson
Administrative Judge
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

In the Matter of
PA'INA HAWAII, LLC
(Honolulu, Hawaii Irradiator Facility)
Docket No. 30-36974-ML; ASLBP No. 06-843-01-ML

Dear Administrative Judges:

Pursuant to 10 C.F.R. §§ 2.336 and 2.1203, enclosed please find an update to the Staff's hearing file index in the above-captioned proceeding, along with the associated affidavit. The documents in this encompass the supplement to the Draft Environmental Assessment issued on June 1, 2007 and the documents referenced in the supplement. Please note, however that final document on page B-9 of the supplement is not included in this update. The Staff recently identified some questions about the conditions under which this document may be released outside the NRC. We are working to resolve these questions, and will update the Board and the parties as soon as possible. Also, Attachment 2 to the Order published in the *Federal Register* on June 13, 2003 contains information designated Safeguards

Judge Moore
Judge Abramson
Judge Baratta

- 2 -

06/07/2007

Information-Modified Handling (SGI-M), and cannot, under the terms of the Order, be provided to counsel for either Pa'ina Hawaii or Concerned Citizens of Honolulu at this time.

Sincerely,



Margaret J. Bupp
Counsel for the NRC Staff

Enclosures: As stated

cc w/encls: David L. Henkin
Fred Paul Benco
Jered Lindsay

Michael Kohn
Office of the Secretary

Office of Commission
Appellate Adjudication

Pa'ina Hawaii, LLC
Docket No. 30-36974; ASLBP No. 06-843-01
Hearing File Index Update 06/07/2007

ADAMS ML Number	Full Name	Recipient	Author	Date
ML071290397	FRN memo Re: Notice of Availability and Opportunity to Provide Public Comments—Consideration of Terrorist Acts on the Pa'ina Hawaii, LLC Proposed Irradiator in Honolulu, Hawaii.			06/01/07
ML071290585	Letter Re: Consideration of Attacks on the Proposed Pa'ina Hawaii, LLC Irradiator	M. Kohn	G. Suber	06/01/07
	"DHS Radiological Dispersion Devices Fact Sheet," U.S. Department of Homeland Security. Available at http://www.dhs.gov/xnews/releases/press_release_0085.shtm (accessed on May 1, 2007)			
	"National Infrastructure Protection Plan," U.S. Department of Homeland Security. Available at http://www.dhs.gov/xprevprot/programs/editorial_0827.shtm (accessed on May 1, 2007)			
	"Categorization of Radioactive Sources, Safety Standards Series No. RS-G-1.9," International Atomic Energy Agency, August 2005. Available at http://www-pub.iaea.org/MTCD/publications/PDF/Pub1227_web.pdf			08/05
	"In the Matter of All Panoramic and Underwater Irradiators Authorized to Possess Greater than 370 TerraBecquerels (10,000 Curies) of Byproduct Material in the Form of Sealed Sources; Order Imposing Compensatory Measures (Effective Immediately), 68 Fed. Reg. 35458 (June 13, 2003).			06/07/03
ML042650352	NUREG/BR-0314, "Protecting Our Nation—Since 9-11-01," U.S. Nuclear Regulatory Commission.			09/04

	"Backgrounder on Dirty Bombs," U.S. Nuclear Regulatory Commission. Available at http://www.nrc.gov/reading-rm/doc-collections/fact-sheets/dirty-bombs-bg.html (accessed on May 1, 2007)			
ML062190349	"The Radiation Source Protection and Security Task Force Report,"			08/15/06

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
PA'INA HAWAII, LLC)	Docket No. 30-36974
)	
Material License Application)	ASLBP No. 06-843-01

AFFIDAVIT OF RYAN WHITED

I, Ryan Whited, do hereby state as follows:

1. I am employed as the Acting Deputy Director, Environmental Protection and Performance Assessment Directorate, Division of Waste Management and Environmental Protection in the NRC's Office of Federal and State Materials and Environmental Management Programs overseeing the preparation of the environmental assessment related to the Pa'ina Hawaii, LLC application for a license for possession and use of byproduct material.
2. I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. § 2.336(b) and (d) in the above-captioned proceeding have been disclosed, and that the disclosures are accurate and complete as of the date of this certification.
3. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.



Ryan Whited

Executed in Rockville, MD
this 7th day of June, 2007