

DOCKETED  
USNRC

May 8, 2008 (8:00am)

May 7, 2008

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFFUNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSIONBEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:

CROW BUTTE RESOURCES, INC.

(License Amendment Application for North  
Trend Expansion Project))  
)  
)  
)  
)  
)

Docket No. 40-8943

ASLBP No. 07-859-03-MLA-BD01

NOTICE OF AVAILABILITY

In accordance with the May 2, 2008 Order of the Atomic Safety and Licensing Board in this matter, Crow Butte Resources, Inc. hereby represents its counsel and principals are available for further proceedings on the dates indicated unless otherwise noted.

A. Availability

Name	June 10-12	June 17-19	June 24-26
Scott Bakken	Unavailable (#1)		Unavailable (#2)
Steve Magnuson		Unavailable (#3)	
Stephen Collings		Unavailable (#4)	
Larry Teahon	Unavailable (#1, #5)		
Jim Stokey	Unavailable (#7)		
Tyson Smith		Unavailable (#7)	
Mark McGuire	Possible but difficult (#8)		

B. Reasons for Unavailability

#1 Scott Bakken and Larry Teahon are scheduled to attend the Cameco

Safety Standards Workshop, which has been in the planning process since January 2008, on June

12. The workshop is being held at the Smith Ranch-Highland project in Wyoming and also

includes representatives of Cameco and Cameco Resources. Attendees include all personnel that have management responsibilities in industrial safety matters. Mr. Teahon is one of the primary contacts at the Crow Butte site, and also one of the tour leaders.

#2 Scott Bakken is unavailable June 24-26 due to obligatory Radiation Safety course scheduled for June 23-27 in Fort Collins, Colorado, since January 2008.

#3 Steve Magnuson is unavailable June 17-19 due to a Strategic Planning meeting in Saskatoon, Canada. The meeting, which has been scheduled for four months, will involve approximately 150 participants.

#4 Stephen Collings is unavailable June 17-19 due to a Strategic Planning meeting in Saskatoon, Canada. The meeting, which has been scheduled for four months, will involve approximately 150 participants.

#5 Larry Teahon is conducting Job Hazard Analysis Training for Supervisors (seven persons) at the mine site. A tour would be disruptive of this process. The dates for this training are June 10 and 11. Mr. Teahon is one of the primary contacts at the facility, and also one of the tour leaders.

#6 Jim Stokey has a long-time scheduled birthday motorcycle trip with his son, which they have not been able to do since his tour of duty in Iraq and continued military service thereafter. Mr. Stokey is one of the primary contacts at the facility, and also one of the tour leaders. Crow Butte cannot effectively support a tour in the absence of both Mr. Stokey and Mr. Teahon.

#7 Tyson Smith is unavailable June 17-18 due to a speaking engagement at the Fuel Cycle Information Exchange in Washington D.C., which has been scheduled since February 2008.

#8 June 10-12 falls in the middle of a long-time planned family vacation of Mark McGuire in northern Minnesota. Attendance at the resumed hearing on June 10-12 is possible, but quite disruptive.

C. Additional Information

Although Crow Butte personnel have conflicts during the dates proposed by the Board for June, we note that, of the proposed dates, the week of June 24-26 is the least disruptive. Additionally, other than the first week in July (the 4th of July holiday), there do not appear to be significant conflicts for the remainder of the month.

Respectfully submitted,



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COUNSEL FOR CROW BUTTE  
RESOURCES, INC.

Dated at Washington, District of Columbia  
this 7<sup>th</sup> day of May 2008

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:	)	
	)	Docket No. 40-8943
CROW BUTTE RESOURCES, INC.	)	
	)	ASLBP No. 07-859-03-MLA-BD01
(License Amendment Application for North	)	
Trend Expansion Project)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of "NOTICE OF AVAILABILITY" in the captioned proceeding have been served on the following by deposit in the United States mail, first class, this 7<sup>th</sup> day of May 2008. Additional e-mail service, designated by \*, has been made this same day, as shown below.

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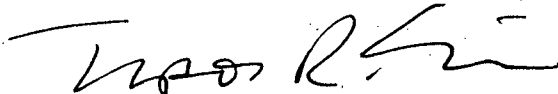
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