

December 12, 2008

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-ML
)	
Materials License Application)	ASLBP No. 06-843-01-ML

NRC STAFF'S NOTICE OF AVAILABILITY FOR HEARING

On December 4, 2008, the Board directed counsel for each party to provide the dates in May, June and July of 2009 that counsel and their witnesses will not be available for a hearing. Order (Ruling on Intervenor's Motion to Strike Testimony, Releasing Previously Reserved Dates, and Directing Parties to Submit Scheduling Information for Hearing) (December 4, 2008) (unpublished). Counsel for the Staff and certain Staff witnesses will not be available for a hearing June 6–21 or July 5–24, 2009. At the time of this filing, counsel for the Staff and the Staff's witnesses are expected to be available for a hearing on all other dates in May, June and July of 2009.

Respectfully submitted,
/RA/mjc

Molly L. Barkman
Michael J. Clark
Counsel for NRC Staff

Dated at Rockville, Maryland
This 12th day of December, 2008

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-ML
)	
Materials License Application)	ASLBP No. 06-843-01-ML

CERTIFICATE OF SERVICE

I hereby certify that copies of the "NRC Staff's Notice of Availability for Hearing" have been served on the recipients listed below by deposit in the United States mail; through deposit in the Nuclear Regulatory Commission's internal system as indicated by an asterisk (*), and by electronic mail as indicated by a double asterisk (**) on this 12th day of December, 2008.

Thomas S. Moore, Chair * **
Administrative Judge
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555
E-Mail: thomas.moore@nrc.gov

Anthony J. Baratta * **
Administrative Judge
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555
E-Mail: anthony.baratta@nrc.gov

Paul Abramson * **
Administrative Judge
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555
E-Mail: paul.abramson@nrc.gov

Office of Commission Appellate
Adjudication *
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, D.C. 20555

Office of the Secretary * **
ATTN: Rulemakings and Adjudication Staff
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, D.C. 20555
E-mail: HEARINGDOCKET@nrc.gov

David L. Henkin, Esq. **
Earthjustice
223 South King Street, Suite 400
Honolulu, HI 96813
E-mail: dhenkin@earthjustice.org

Fred Paul Benco **
The Law Offices of Fred Paul Benco
Suite 3409 Century Square
1188 Bishop Street
Honolulu, HI 96813
E-mail: fpbenco@yahoo.com

Michael Kohn, President
Pa'ina Hawaii, LLC
P.O. Box 30542
Honolulu, HI 96820

Lauren Bregman * **
Law Clerk
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
E-mail: laurenbregman@nrc.gov

/RA/mjc

Molly L. Barkman
Michael J. Clark
Counsel for NRC Staff