

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DAVID B. KUHL, II

Docket No. 55-62335-SP

ASLBP No. 09-891-01-SP-BD01

ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

Pursuant to delegation by the Commission dated December 29, 1972 (37 Fed. Reg. 28,710), and the Commission's regulations, see 10 C.F.R. §§ 2.103(b), 2.309, 2.313(a), and 2.318, notice is hereby given that an Atomic Safety and Licensing Board (Board) is being established to preside over the following proceeding:

David B. Kuhl, II  
(Denial of Senior Reactor Operator License)

This proceeding concerns a request for hearing from David B. Kuhl, II, dated May 28, 2009. His request is in response to a denial letter from the Office of Nuclear Reactor Regulation (NRR) dated May 13, 2009 notifying him that, following an administrative review, NRR was in agreement with Region I's decision of February 20, 2009 not to issue him a Senior Reactor Operator License for the Beaver Valley Power Station.

The Board is comprised of the following administrative judges:

Paul S. Ryerson, Chair  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Alan S. Rosenthal  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Michael F. Kennedy  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

As provided in 10 C.F.R. § 2.302, all correspondence, documents, and other materials shall be filed in accordance with the NRC E-Filing rule, which the NRC promulgated in August 2007 (72 Fed. Reg. 49,139).

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E. Roy Hawkens  
Chief Administrative Judge  
Atomic Safety and Licensing Board Panel

Issued at Rockville, Maryland,  
this 15th day of June 2009.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
 )  
DAVID B. KUHL, II ) DOCKET NO. 55-62335-SP  
 )  
(Denial of Senior Reactor Operator License) )  
 )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD, dated June 15, 2009, have been served upon the following persons by Electronic Information Exchange.

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DAVID B. KUHL, II - DOCKET NO. 55-62335-SP  
ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

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[Original signed by Linda D. Lewis]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 15<sup>th</sup> day of June 2009