



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION IV
611 RYAN PLAZA DRIVE, SUITE 400
ARLINGTON, TEXAS 76011-4005

August 17, 2007

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

SUBJECT: NEW LICENSE

Please find enclosed NRC License No. 53-29296-01 **authorizing the possession and use of sealed sources in a commercial underwater irradiator subject to the limitations of Condition 13.** You should review this license carefully and be sure that you understand all conditions. If you have any questions, you may contact me at 817-860-8197.

To afford NRC the opportunity to inspect the source handling and/or installation activities, Condition 13 of the license requires you to notify this office in writing 30 days before initiating installation of the sources in the source rack and plenum. In addition, you must notify us prior to beginning irradiations. Notifications should be sent to:

**U.S. Nuclear Regulatory Commission, Region IV
ATTN: Vivian Campbell, Chief
Nuclear Materials Inspection Branch
611 Ryan Plaza Drive, Suite 400
Arlington, Texas 76011-4005**

You may transmit these notifications via facsimile at (817) 860-8263.

Please note that Condition 17 of the license authorizes installation, removal, replacement, and disposal of sealed sources by only those persons who are specifically authorized by the NRC or an Agreement State to perform such services. You are not authorized to perform these non-routine operations. However, if you wish to have an individual of your staff or the irradiator manufacturer authorized to perform these non-routine operations, you must submit each such individual's qualifications, training, and documentation of prior experience of performing such services for our review before we can authorize the individual to perform such services.

NRC's Regulatory Issue Summary (RIS) 2005-31, provides criteria to identify security-related sensitive information and guidance for handling and marking of such documents. This ensures that potentially sensitive information is not made publicly available through NRC's electronic document repository (ADAMS). The RIS may be located on the NRC Web site at: <http://www.nrc.gov/reading-rm/doc-collections/gen-comm/reg-issues/2005/>. Pursuant to NRC's RIS 2005-31, the enclosed materials license will not be made publicly available.

The NRC needs your Taxpayer Identification Number in order to make payments (refunds). Please complete and return the self-addressed, stamped NRC Form 531, "Request for Taxpayer Identification Number," which is enclosed for your convenience.

NRC expects licensees to conduct their programs with meticulous attention to detail and a high standard of compliance. Because of the serious consequences to employees and the public that can result from failure to comply with NRC requirements, you must conduct your radiation safety program according to the conditions of your NRC license, representations made in your license application, and NRC regulations. In particular, note that you must:

1. Operate by NRC regulations 10 CFR Part 19, "Notices, Instructions and Reports to Workers: Inspection and Investigations," 10 CFR Part 20, "Standards for Protection Against Radiation," and other applicable regulations.
2. Notify NRC in writing of any change in mailing address.
3. By 10 CFR 30.36(d) and/or license condition, notify NRC, promptly, in writing, and request termination of the license:
 - a. When you decide to terminate all activities involving materials authorized under the license whether at the entire site or any separate building or outdoor area; or
 - b. If you decide not to acquire or possess and use authorized material; or
 - c. When no principal activities under the license have been conducted for a period of 24 months.
4. Request and obtain a license amendment before you:
 - a. Change Radiation Safety Officers;
 - b. Order byproduct material in excess of the amount, radionuclide or form authorized on the license;
 - c. Add or change the areas or address(es) of use identified in the license application or on the license; or
 - d. Change the name or ownership of your organization.
5. Submit a complete renewal application or termination request at least 30 days before the expiration date on your license. You will receive a reminder notice approximately 90 days before the expiration date. Possession of radioactive material after your license expires is a violation of NRC regulations.

In addition, please note that NRC Form 313 requires the applicant, by signature, to verify that the applicant understands that all statements contained in the application are true and correct to the best of the applicant's knowledge. The signatory for the application should be the licensee or certifying official rather than a consultant. Since the NRC also accepts a letter requesting amendment or renewal of an NRC license, the signatory for such a request should also be the licensee or certifying official rather than a consultant.

NRC will periodically inspect your radiation safety program. Failure to conduct your program according to NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC may result in enforcement action against you. This could include issuance of a notice of violation; imposition of a civil penalty; or an order suspending, modifying, or revoking your license as specified in the Enforcement Policy. The NRC Enforcement Policy is available on the following internet address:
<http://www.nrc.gov/what-we-do/regulatory/enforcement/enforc-pol.pdf>.

The NRC no longer publishes the NRC Rules and Regulations loose leaf supplements. However, an electronic version of the NRC's regulations is available on the NRC Web site at www.nrc.gov. To view these regulations, highlight "Electronic Reading Room" and choose "Regulations" on the drop down menu. An electronic version of the NUREG-1556 Series publications is also available on the NRC Web site. To view these guidance documents, highlight "Electronic Reading Room"; choose "All Collections" on the drop down menu; choose "NUREGS (NRC Reports)"; and select "Publications Prepared by the NRC Staff". Then, choose "NUREG-1556" from the table and select the appropriate volume(s) for your license type.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Thank you for your cooperation.

Sincerely,

/RA/

Jack E. Whitten, Chief
Nuclear Materials Licensing Branch

Docket: 030-36974
License: 53-29296-01
Control: 470601

Enclosure: As stated