

21238

DOCKETED  
USFEC

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

'00 FEB -9 P1:30

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

OFFICE OF  
PUBLIC  
AFFAIRS

Charles Bechhoefer, Chairman  
Dr. Richard F. Cole  
Dr. Charles N. Kelber

**SERVED FEB - 9 2000**

In the Matter of  
  
NORTHEAST NUCLEAR ENERGY  
COMPANY  
  
(Millstone Nuclear Power  
Station, Unit No. 3;  
Facility Operating License  
NPF-49)

Docket No. 50-423-LA-3

ASLBP No. 00-771-01-LA

February 9, 2000

NOTICE OF HEARING

This proceeding involves the proposed increase in capacity (through the addition of high-density storage racks) of the spent fuel storage pool of the Millstone Nuclear Power Station, Unit No. 3, a pressurized water reactor located in New London County, Connecticut. In response to a Notice of Opportunity for Hearing, published at 64 Fed. Reg. 48672 (September 7, 1999), Connecticut Citizens Against Millstone (CCAM) and Long Island Citizens Against Millstone (CAM) submitted a timely request for a hearing. On October 19, 1999, an Atomic Safety and Licensing Board, consisting of Dr. Richard F. Cole, Dr. Charles N. Kelber, and Charles Bechhoefer, who serves as Chairman, was established to preside over this proceeding. 64 Fed. Reg. 57485 (October 25, 1999).

DS02

Notice is hereby given that, following the holding of a prehearing conference in New London, Connecticut, the Atomic Safety and Licensing Board has, by Prehearing Conference Order dated February 9, 2000, LBP-00-02, granted the request for a hearing/petition to intervene submitted by CCAM and CAM. Parties to this proceeding are the Licensee, Northeast Nuclear Energy Company (NNEC); CCAM; CAM; and the Staff of the Nuclear Regulatory Commission.

This proceeding will be conducted either under the Commission's hearing procedures in 10 C.F.R. Part 2, Subpart G or, if requested by any party by February 22, 2000, under the Commission's hybrid hearing procedures set forth in 10 C.F.R. Part 2, Subpart K.

During the course of this proceeding, the Atomic Safety and Licensing Board, pursuant to 10 C.F.R. § 2.715(a), will entertain limited appearance statements from any member of the public who is not a party to the proceeding, for the purpose of stating his or her views on the issues involved in this proceeding. Although these statements are not evidence and do not become part of the decisional record, they may assist the Atomic Safety and Licensing Board and the parties in their consideration of matters at issue in this proceeding. Limited appearance statements should be made in writing. If the Atomic Safety and Licensing Board conducts an oral argument or in-person prehearing conference or evidentiary hearing, the Board may at its discretion hear

oral statements, at a time and location yet to be determined. Written statements, and requests to make oral statements, should be submitted to the Office of the Secretary, Rulemaking and Adjudications Staff, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. A copy of such statement or request should also be served on the Chairman of the Atomic Safety and Licensing Board, T3 F23, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, or CXB2@nrc.gov.

Documents related to this proceeding, issued prior to December 1, 1999, are available in print form for public inspection at the Commission's Public Document Room (PDR), 2120 L St. NW, Washington, D.C. Documents issued subsequent to November 1, 1999 are available electronically through the Agencywide Documents Access and Management System (ADAMS), with access to the public through NRC's Internet Web site (Public Electronic Reading Room Link, <<http://www.nrc.gov/NRC/ADAMS/index.html>>). The PDR and the majority of public libraries have terminals for public access to the Internet.

For the Atomic Safety and  
Licensing Board

  
Charles Bechhoefer, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
February 9, 2000

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

NORTHEAST NUCLEAR ENERGY COMPANY

(Millstone Nuclear Power Station,  
Unit No. 3)

Docket No.(s) 50-423-LA-3

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing NOTICE OF HEARING have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate  
Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Charles Bechhoefer, Chairman  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Richard F. Cole  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Charles N. Kelber  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Ann P. Hodgdon, Esq.  
Robert M. Weisman, Esq.  
Office of the General Counsel  
Mail Stop - 0-15 D21  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Lillian M. Cuoco, Esq.  
Senior Nuclear Counsel  
Northeast Utilities Service Company  
107 Selden Street  
Berlin, CT 06037

David A. Repka, Esq.  
Donald P. Ferraro, Esq.  
Winston & Strawn  
1400 L Street, N.W.  
Washington, DC 20005

Nancy Burton, Esq.  
147 Cross Highway  
Redding Ridge, CT 06876

Docket No.(s)50-423-LA-3  
NOTICE OF HEARING

Dated at Rockville, Md. this  
9 day of February 2000

*Adria T. Byrdson*  
Office of the Secretary of the Commission