

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

RAS 2353

ATOMIC SAFETY AND LICENSING BOARD PANEL

DOCKETED 11/06/00

SERVED 11/06/00

Before Administrative Judges:

Ann Marshall Young, Presiding Officer
Charles N. Kelber, Special Assistant

In the Matter of

INTERNATIONAL URANIUM (USA)
CORPORATION

(Source Material License Amendment)

Docket No. 40-8681-MLA-8

ASLBP No. 00-782-08-MLA

November 6, 2000

ORDER

(Granting IUSA Motion for Extension of Time)

1. This matter concerns a request for hearing filed by Petitioner Sarah M. Fields with regard to International Uranium (USA) Corporation (IUSA)'s application to amend Source Material License SUA-1358 to allow its White Mesa Uranium Mill near Blanding, Utah, to receive and process up to 2000 cubic yards of alternative feed material from the Heritage Minerals Site in Lakehurst, New Jersey. On October 26, 2000, an Order was entered requesting certain information and permitting a response from IUSA in reply to a document filed by the Petitioner on October 18, 2000, styled "First Supplement to Petitioner's August 9, 2000, Request for Hearing." The deadline set for the IUSA response was November 3, 2000.

2. On November 1, 2000, IUSA filed a motion for extension of time for the filing of its response and further information. The undersigned was out of the office on November 1-3, 2000, on other ASLBP business, did not have access to email, and only received IUSA's motion on November 6, 2000, past the November 3 deadline. However, IUSA's filing of its request for extension prior to the November 3 deadline, without receiving a ruling prior to the November 3

deadline, is found to be good cause to excuse the failure to file on November 3. Moreover, it is found that IUSA has shown good cause to extend its deadline as requested.

3. Therefore, IUSA shall file its response to the request for information stated in the October 26, 2000, Order, and to the Petitioner's "First Supplement," no later than Monday, November 13, 2000 (November 10, the requested extension date, being a Federal holiday).

4. IUSA's response should include figures and information (in easily usable form) that will provide and allow for specific comparisons between the radiological content and picocuries-per-gram amounts and levels of the Heritage Minerals materials proposed to be transported under the present license amendment application (including both total figures and for uranium and thorium separately), and those of prior materials authorized by IUSA's license or previous amendments thereto and transported to the White Mesa Mill through Moab, Utah.

It is so ORDERED.

BY THE PRESIDING OFFICER¹

/RA/

Ann Marshall Young
ADMINISTRATIVE JUDGE

Rockville, Maryland

November 6, 2000

¹Copies of this Order were sent this date by Internet e-mail transmission to all participants or counsel for participants.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (GRANTING IUSA MOTION FOR EXTENSION OF TIME) have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution.

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[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 6TH day of November 2000