RAS 3146

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# UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

OFFICE OF SECRETARY RULEMAKINGS AND ADJUDICATIONS STAFF

#### ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges: Thomas S. Moore, Presiding Officer Thomas D. Murphy, Special Assistant

In the Matter of

HYDRO RESOURCES, INC. P.O. Box 15910 Albuquerque, NM 87174 Docket No. 40-8968-ML ASLBP No. 95-706-01-ML

### INTERVENORS' RESPONSE TO THE PRESIDING OFFICER'S MAY 25, 2001 ORDER

By order dated May 25, 2001, the Presiding Officer directed Eastern Navajo Diné Against Uranium Mining ("ENDAUM") and Southwest Research and Information Center ("SRIC") (collectively "Intervenors") to submit a statement by June 15, 2001 whether the Intervenors would be willing to engage in settlement negotiations. May 25, Order (unpublished) at 7.

Intervenors have given their approval to counsel to meet with Hydro Resources, Inc., for the purpose of conducting settlement discussions. The Intervenors, ENDAUM specifically, note that the air, land and water at issue in this proceeding comprise the environment that ENDAUM members and their children will live in long after any proposed uranium mining has commenced and concluded. For this reason, Intervenors believe that all of the issues deemed germane to this proceeding by the former Presiding Officer are important and will approach any potential

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meetings from this perspective. Nevertheless, the Intervenors are willing to consider whether any of their concerns may be resolved without resorting to litigation.

Respectfully submitted,

Geoffrey H. Fettus

Union per GAIF

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### UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

#### ATOMIC SAFETY AND LICENSING BOARD

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In the Matter of

HYDRO RESOURCES, INC. P.O. Box 15910 Rio Rancho, NM 87174 Docket No. 40-8968-ML ASLBP No. 95-706-01-ML

#### **CERTIFICATE OF SERVICE**

I hereby certify that on June 14, 2001, I caused to be served copies of the foregoing:

### INTERVENORS' RESPONSE TO THE PRESIDING OFFICER'S ORDER OF MAY 25, 2001.

upon the following persons by U.S. mail, first class, and in accordance with the requirements of 10 C.F.R. § 2.712. Service was also made via e-mail to the parties marked below by an asterisk. The envelopes were addressed as follows:

Administrative Judge Thomas S. Moore,\* Presiding Officer Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001

Administrative Judge Thomas D. Murphy, Special Assistant Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 Office of the Secretary U.S. Nuclear Regulatory Commission\* Washington, D.C. 20555-0001 Attn: Rulemakings and Adjudications Staff

Adjudicatory File Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission\* Washington, D.C. 20555-0001 Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission\* Washington, D.C. 20555-0001

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Dated at Santa Fe, New Mexico, June 14, 2001

Geoffrey/H. Fettus