

**RAS 3340**

**DOCKETED 08/28/01  
SERVED 08/28/01**

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Thomas S. Moore, Chairman  
Dr. Charles N. Kelber  
Dr. Peter S. Lam

In the Matter of

DUKE COGEMA STONE & WEBSTER  
(Savannah River Mixed Oxide Fuel  
Fabrication Facility)

Docket No. 070-03098-ML

ASLBP No. 01-790-01-ML

August 28, 2001

ORDER

At 9:00 a.m. on Friday, September 21, 2001, the Licensing Board will hold a prehearing conference in room A1 of the North Augusta Community Center, 495 Brookside Avenue, North Augusta, South Carolina, to hear arguments on 1) the standing of the Petitioners to intervene in this proceeding and 2) the admissibility of the Petitioners' proffered contentions. After the Licensing Board receives the responses of the Applicant and the NRC Staff or the Petitioners' proffered contentions, the Board will issue an order setting forth the order of presentation and the time allocations on the various issues. Because of the number of Petitioners and proffered

contentions, the Board anticipates that the conference likely will take the entire day.

It is so ORDERED.

FOR THE ATOMIC SAFETY AND LICENSING BOARD<sup>1</sup>

*/RA/*

---

Thomas S. Moore  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
August 28, 2001

---

<sup>1</sup>Copies of this Order were sent this date by Internet e-mail or facsimile transmission, if available, to all participants or counsel for participants.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	
DUKE COGEMA STONE & WEBSTER	)	Docket No. 70-3098-ML
	)	
(Savannah River Mixed Oxide Fuel	)	
Fabrication Facility)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER DATED 08/28/2001 have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate  
Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Administrative Judge  
Thomas S. Moore, Chairman  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Administrative Judge  
Charles N. Kelber  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Administrative Judge  
Peter S. Lam  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

John T. Hull, Esq.  
Antonio Fernández, Esq.  
Office of the General Counsel  
Mail Stop - O-15 D21  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Donald J. Silverman, Esq.  
Marjan Mashhadi, Esq.  
Alex S. Polonsky, Esq.  
Morgan, Lewis & Bockius LLP  
1800 M Street, NW  
Washington, DC 20036-5869

Docket No. 70-3098-ML  
LB ORDER DATED 08/28/2001

Ruth Thomas, President  
Environmentalists, Inc.  
1339 Sinkler Road  
Columbia, SC 29206

Glenn Carroll  
Georgians Against Nuclear Energy  
P.O. Box 8574  
Atlanta, GA 30306

Donald J. Moniak  
Blue Ridge Environmental Defense League  
P.O. Box 3487  
Aiken, SC 29802

Edna Foster  
120 Balsam Lane  
Highlands, NC 28741

[Original signed by Evangeline S. Ngbea]

---

Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 28<sup>th</sup> day of August 2001