

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE PRESIDING OFFICER

In the Matter of)	
)	
HYDRO RESOURCES, INC.)	Docket No. 40-8968-ML
P.O. Box 777)	
Crownpoint, NM 87313)	

JOINT NOTICE REGARDING AGREED ORDER OF ISSUES

By Order, dated May 25, 2001(unpublished), at 9, the Presiding Officer, *inter alia*, directed the parties to file an agreement regarding the order in which issues other than those related to Church Rock, Section 8, would be addressed.

In the event that sessions with the Settlement Judge do not result in dismissal of any of the areas of concern at issue in this proceeding, the parties agree that the remaining issues should be litigated in the following sequence: (1) groundwater protection, groundwater restoration, and related surety estimates; (2) liquid waste disposal and surface water protection; (3) historic preservation (NHPA, NGPRA); (4) financial and technical qualifications; (5) air emission controls; (6) adequacy of EIS (cumulative impacts, mitigation actions); and (7) environmental justice. This agreement is based on discussions held with Eric Jantz (counsel for Eastern Navajo Diné Against Uranium Mining and Southwest Research and Information Center) and David Lashway (counsel for Hydro Resources, Inc.).

Respectfully submitted,

/RA/

Mitzi A. Young
Counsel for NRC Staff

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE PRESIDING OFFICER

In the Matter of)
) Docket No. 40-8968-ML
HYDRO RESOURCES, INC.)
P.O. Box 777)
Crownpoint, Texas 75067)

CERTIFICATE OF SERVICE

I hereby certify that copies of "JOINT NOTICE REGARDING AGREED ORDER OF ISSUES" in the above-captioned proceeding have been served on the following through deposit in the Nuclear Regulatory Commission's internal mail system or by U.S. Mail, first class; or, as indicated by a single asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system and electronic mail; or, as indicated by a double asterisk, by electronic mail and U.S. Mail, first class, this 28th day of September 2001:

Administrative Judge, Thomas S. Moore*
Presiding Officer
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
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Adjudicatory File
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
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Atomic Safety and Licensing Board Panel
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