

**RAS 4099**

March 14, 2002

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Thomas S. Moore, Chairman  
Administrative Judge  
Nuclear Regulatory Commission  
Atomic Safety and Licensing Board Panel  
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Charles N. Kelber  
Administrative Judge  
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Peter S. Lam  
Administrative Judge  
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In the Matter of  
DUKE COGEMA STONE & WEBSTER (DCS)  
(Mixed Oxide Fuel Fabrication Facility, Construction Authorization Request)  
Docket No. 70-3098-ML

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Dear Administrative Judges:

As a follow-up to my letter dated February 14, 2002, enclosed please find an Office of Nuclear Materials Safety and Safeguards (NMSS) letter to DCS (with two attachments) dated March 12, 2002. In Attachment 1, NMSS sets forth a revised schedule for its technical review of the DCS Construction Authorization Request, Environmental Report, and future supplements thereto. In Attachment 2, NMSS provides DCS with a set of expectations regarding the DCS supplement to its Environmental Report. The March 12 cover letter (at 1) references the "current DEIS." This refers to an early draft of the Draft Environmental Impact Statement,

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which has not yet been published for public comment. As stated in Attachment 1, the Staff does not expect to issue the Draft Environmental Impact Statement for the proposed mixed oxide fuel fabrication facility before February 24, 2003.

Sincerely,

***/RA/***

John T. Hull  
Counsel for NRC Staff

Enclosure: As stated

cc w/encl: Office of the Secretary  
Office of Commission Appellate Adjudication

cc w/o encl: Glenn Carroll, GANE  
Donald J. Moniak, BREDL  
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