

RAS 4755

Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
Tel: 202.739.3000
Fax: 202.739.3001
www.morganlewis.com

Morgan Lewis
C O U N S E L O R S A T L A W

DOCKETED
USNRC

August 20, 2002 (2:52PM)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

August 15, 2002

VIA FEDERAL EXPRESS

Ms. Glenn Carroll
Georgians Against Nuclear Energy
139 Kings Highway
Decatur, Georgia 30030

Dr. Edwin Lyman
Nuclear Control Institute
1000 Connecticut Avenue, NW
Suite 410
Washington, D.C. 20036

Ms. Diane Curran, Esq.
Harmon, Curran, Spielberg & Eisenberg, LLP
1726 M. Street, NW
Suite 600
Washington, D.C. 20036

Re: Transmittal of Additional Proprietary Information,
NRC Docket No. 070-03098-ML

Please find attached the proprietary version of Hearing File Document # 95A
(correspondence from DCS to the NRC's Document Control Desk dated March 12, 2002).

The NRC recently updated the Hearing File in this proceeding, adding documents 95A, 97A, 98A, 99, and 100 through 112. Three of these documents—95A, 101, and 104—contain proprietary information. Documents 101 and 104, however, contain proprietary information that is identical to the information contained in a letter from DCS to the NRC dated February 11, 2002, which DCS provided to you by letter dated June 18, 2002. Accordingly, please find attached only the proprietary version of Hearing File Document # 95A.

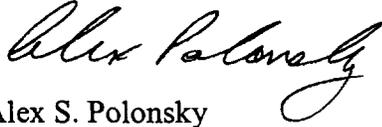
Template=SECY-030

SECY-02

Morgan, Lewis
& Bockius LLP

This document must be maintained in confidence in accordance with your executed Non-Disclosure Affidavits and the Licensing Board's June 29, 2001 Protective Order.

Sincerely,



Alex S. Polonsky

cc: Certificate of Service

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:
Thomas S. Moore, Chairman
Charles N. Kelber
Peter S. Lam

_____)	
In the Matter of)	
DUKE COGEMA STONE & WEBSTER)	Docket No. 070-03098-ML
(Savannah River Mixed Oxide Fuel)	
Fabrication Facility))	ASLBP No. 01-790-01-ML
_____)	

CERTIFICATE OF SERVICE

I hereby certify that copies of a transmittal letter and the proprietary portions of Hearing File Document # 95A (correspondence from DCS to the NRC's Document Control Desk dated March 12, 2002) were served this 15th day of August , 2002, by Federal Express upon:

Ms. Glenn Carroll
Georgians Against Nuclear Energy
139 Kings Highway
Decatur, Georgia 30030

Dr. Edwin Lyman
Nuclear Control Institute
1000 Connecticut Avenue, NW, Suite 410
Washington, D.C. 20036; and

Ms. Diane Curran , Esq.
Harmon, Curran, Spielberg & Eisenberg, LLP
1726 M. Street, NW, Suite 600
Washington, D.C. 20036.

I also certify that copies of the transmittal letter without the proprietary information were served this day upon the persons listed below by First Class Mail.

Secretary of the Commission*
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
Attn: Rulemakings and Adjudications Staff
(E-mail: HEARINGDOCKET@nrc.gov)

Administrative Judge Peter S. Lam
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: psl@nrc.gov)

Administrative Judge
Thomas S. Moore, Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: tsm2@nrc.gov)

John T. Hull, Esq.
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: jth@nrc.gov)

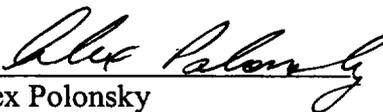
Administrative Judge Charles N. Kelber
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: cnk@nrc.gov)

Dennis C. Dambly, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-mail: dcd@nrc.gov)

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: hrb@nrc.gov)

Louis Zeller
BREDL
PO Box 88
Glendale Springs, NC 28629
(E-mail: BREDL@skybest.com)

* Original and 2 copies


Alex Polonsky

Aug. 15, 2002
Date