

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

RAS 5020

DOCKETED

11/22/02

ATOMIC SAFETY AND LICENSING BOARD PANEL

SERVED

11/22/02

Before Administrative Judges:

Ann Marshall Young, Chair
Dr. Richard F. Cole
Thomas D. Murphy

In the Matter of

ARIZONA PUBLIC SERVICE COMPANY

(Palo Verde Nuclear Generating Station,
Unit 1)

Docket No. 50-528-OLA

ASLBP No. 03-804-01-OLA

November 22, 2002

ORDER

(Regarding APS Motion and November 25, 2002, Status Conference)

The Arizona Public Service Company (APS) has filed a motion requesting the Licensing Board “to hold the above-captioned proceeding in abeyance pending ... NRC Staff action on APS’s Request for Withdrawal of its September 26, 2002 license amendment request” that is at issue in the proceeding. APS Motion to Hold Proceedings in Abeyance, Nov. 20, 2002, at 1. APS requests that the Board act on its motion “on an expedited basis by November 22, 2002, because otherwise a Response [to the Joint Amended Request for Hearing and Petition for Leave to Intervene of Petitioner National Environmental Protection Center (NEPC) and its membership, through its Executive Director, Thomas Saporito,] is due to be filed on the next business day, November 25, 2002.” *Id.* at 4.

In view of the time considerations raised by APS, the Licensing Board will not require the filing of any response, to the degree any is required, until after the status conference already scheduled for November 25, 2002, at which time the Board will take up APS’s motion,

along with any other pertinent matters, as set forth in the Board's previous Order of November 14, 2002.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD¹

/RA/

Ann Marshall Young, Chair
ADMINISTRATIVE JUDGE

Rockville, Maryland
November 22, 2002

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

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (REGARDING APS MOTION AND NOVEMBER 25, 2002, STATUS CONFERENCE) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Docket No. 50-528-OLA
LB ORDER (REGARDING APS MOTION AND
NOVEMBER 25, 2002, STATUS CONFERENCE)

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 22nd day of November 2002