

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

DOCKETED 12/17/02

SERVED 12/17/02

Before Administrative Judges:

Alan S. Rosenthal, Presiding Officer  
Thomas D. Murphy, Special Assistant

In the Matter of

U.S. ARMY

(Jefferson Proving Ground Site)

Docket No. 40-8838-MLA

ASLBP No. 00-776-04-MLA

December 17, 2002

ORDER

Because of the approaching holiday season, the Licensee Department of the Army's time to respond to the two December 12, 2002 filings of hearing requestor Save the Valley, Inc. (STV) in this proceeding is hereby extended sua sponte to Monday, January 6, 2003.

Although the NRC Staff is not currently a party to the proceeding, it is requested to furnish Judge Murphy and me, by the same date, with its views on the merits of the STV motion to defer a hearing pending the completion of the Staff's technical review. In that connection, it would be helpful to obtain an explanation as to why (as was previously represented by Staff counsel) a full two years will be required to complete that review. At first blush at least, the issues presented by the Army's revised decommissioning plan now under scrutiny do not appear to be of relative complexity.

It is so ORDERED.

BY THE PRESIDING OFFICER\*

/RA/

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Alan S. Rosenthal  
ADMINISTRATIVE JUDGERockville, Maryland  
December 17, 2002

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\*Copies of this order were sent this date by Internet electronic mail transmission to the counsel for STV, counsel for the Army, and the NRC staff.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER DATED DECEMBER 17, 2002 have been served upon the following persons by U.S. mail, first class, or through internal NRC distribution.

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Docket No. 40-8838-MLA  
LB ORDER DATED DECEMBER 17, 2002

[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 17<sup>th</sup> day of December 2002