RAS 6916

UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

SEQUOYAH FUELS CORPORATION

Docket No. 40-8027-MLA-8

ASLBP No. 04-818-03-MLA

DOCKETED
USNRC

October 17, 2003 (1:45PM)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

SERVED October 17, 2003

DESIGNATION OF PRESIDING OFFICER

Pursuant to delegation by the Commission, see 37 Fed. Reg. 28,710 (Dec. 29, 1972), and the Commission's regulations, see 10 C.F.R. §§ 2.1201, 2.1207, notice is hereby given that (1) a single member of the Atomic Safety and Licensing Board Panel is designated as Presiding Officer to rule on petitions for leave to intervene and/or requests for hearing; and (2) upon making the requisite findings in accordance with 10 C.F.R. § 2.1205(h), the Presiding Officer will conduct an adjudicatory hearing in the following proceeding:

Sequoyah Fuels Corporation
Gore, Oklahoma
(Materials License Amendment)

The hearing will be conducted pursuant to 10 C.F.R. Part 2, Subpart L, of the Commission's Regulations, "Informal Hearing Procedures for Adjudications in Materials and Operator Licensing Proceedings." This proceeding concerns requests for hearing submitted (1) on September 29, 2003, by the State of Oklahoma; and (2) on October 2, 2003, by the Cherokee Nation and represented citizens. The requests were filed in response to an August 15, 2003 notice of receipt of a June 12, 2003 amendment request from Sequoyah Fuels Corporation (SFC) to approve a ground water monitoring plan at its Gore, Oklahoma facility site, and of opportunity for a hearing, which was published in the Federal Register on August 25, 2003 (68 Fed. Reg. 51,034).*

* The petitioners' hearing requests also reference another SFC license amendment request regarding a ground water corrective action plan for the Gore facility, which likewise is the subject of a Presiding Officer designation issued this date.

The Presiding Officer in this proceeding is Administrative Judge Alan S. Rosenthal. Pursuant to the provisions of 10 C.F.R. §§ 2.722, 2.1209, Administrative Judge Anthony J. Baratta has been appointed to assist the Presiding Officer in taking evidence and in preparing a suitable record for review.

All correspondence, documents, and other materials shall be filed with Judges Rosenthal and Baratta in accordance with 10 C.F.R. § 2.1203. Their addresses are:

Alan S. Rosenthal
Administrative Judge
Presiding Officer
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Anthony J. Baratta
Administrative Judge
Special Assistant
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

G. Paul Bollwerk, III
Chief Administrative Judge
Atomic Safety and Licensing Board Panel

Issued at Rockville, Maryland,
this 17th day of October 2003.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	
SEQUOYAH FUELS CORP.	)	Docket No. 40-8027-MLA-8
GORE, OKLAHOMA	)	
	)	
(Materials License Amendment)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing DESIGNATION OF PRESIDING OFFICER have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Washington, DC 20555-0001

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Docket No. 40-8027-MLA-8
DESIGNATION OF PRESIDING OFFICER

Adria T. Byrdsong
Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 17th day of October 2003