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February 10, 2004

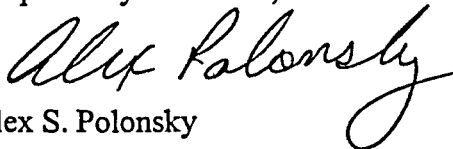
Administrative Judge Thomas S. Moore
Chairman, Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: Notice of Delay in Construction Schedule for the MOX Facility;
Duke Cogema Stone and Webster (Savannah River Mixed Oxide Fuel
Fabrication Facility), Docket No. 70-3098- ML

Dear Judge Moore:

This is to inform the Licensing Board and the parties of a change in the schedule for the construction of the MOX Fuel Fabrication Facility (MOX Facility). Specifically, the U.S. Department of Energy has officially notified Duke Cogema Stone & Webster LLC (DCS) that the start of construction of the MOX Facility at the Savannah River Site will be postponed from July 2004 until approximately May 2005. This change to the construction schedule does not directly affect the schedule for design of the MOX Facility or the three contentions remaining in this proceeding. Accordingly, DCS hopes the Licensing Board will rule on DCS's existing dispositive motions so any uncertainties that may affect the MOX Facility's design may be addressed at the earliest possible time.

Respectfully submitted,



Alex S. Polonsky

cc: Service List

**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 the attached letter to Judge Thomas S. Moore dated February 10, 2004 was served this day upon the persons listed below by electronic and First Class Mail.

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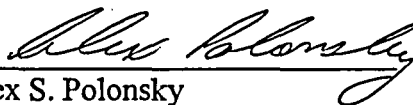
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2/10/04
Date