

RAS 7461

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED 03/16/04

SERVED 03/16/04

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Chief Administrative Judge:
G. Paul Bollwerk, III

In the Matter of
CFC LOGISTICS, INC.
(Materials License)

Docket No. 30-36239-ML
ASLBP No. 03-814-01-ML
March 16, 2004

MEMORANDUM AND ORDER
(Appointing Settlement Judge)

While noting some possible ambiguity in the position of one of the parties regarding its willingness to enter into a settlement process, in a March 15, 2004 memorandum the Presiding Officer in this 10 C.F.R. Part 2, Subpart L proceeding requested the appointment of a settlement judge. As the Presiding Officer pointed out, Commission policy favors the settlement of proceedings. Under the circumstances here, it appears appropriate to appoint a settlement judge. Accordingly, pursuant to my authority under 10 C.F.R. § 2.1207, I appoint Administrative Judge Paul Abramson to serve as a settlement judge in this proceeding.

As an initial matter, counsel to the parties to this proceeding should contact Judge Abramson (301-415-7450) on or before Tuesday, March 23, 2004, and indicate to him whether they wish to participate in the settlement process. If Judge Abramson receives positive

indications in this regard from applicant CFC Logistics, Inc., (CFC) and the intervening individuals, then he should move forward to aid them with settlement discussions.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD PANEL¹

/RA/

G. Paul Bollwerk, III
CHIEF ADMINISTRATIVE JUDGE

Rockville, Maryland

March 16, 2004

¹ Copies of this memorandum and order were sent this date by Internet e-mail transmission to counsel for CFC, the intervenors, and the NRC staff.

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NUCLEAR REGULATORY COMMISSION

In the Matter of)
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CFC LOGISTICS, INC.) Docket No. 30-36239-ML
QUAKERTOWN, PENNSYLVANIA)
)
(Materials License))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB MEMORANDUM AND ORDER (APPOINTING SETTLEMENT JUDGE) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Michael C. Farrar, Presiding Officer
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Charles N. Kelber, Special Assistant
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Paul B. Abramson, Settlement Judge
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dennis C. Dambly, Esquire
Stephen H. Lewis, Esquire
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Robert J. Sugarman, Esquire
Sugarman & Associates, PC
Robert Morris Building - 11th Floor
100 North 17th Street
Philadelphia, PA 19103

Anthony J. Thompson, Esquire
Christopher S. Pugsley, Esquire
Law Offices of Anthony J. Thompson, P.C.
1225 19th Street, NW, Suite 200
Washington, DC 20036

Mr. James Wood
President
CFC Logistics, Inc.
400 AM Drive
Quakertown, PA 18951

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 16th day of March 2004