

RAS 7602

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
FIRSTENERGY NUCLEAR OPERATING COMPANY

DOCKETED 04/15/04

SERVED 04/15/04

Docket No. 50-346-CO

ASLBP No. 04-825-01-CO

ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

Pursuant to delegation by the Commission dated December 29, 1972, published in the Federal Register, 37 Fed. Reg. 28,710 (1972), and the Commission's regulations, see 10 C.F.R. §§ 2.104, 2.300, 2.303, 2.309, 2.311, 2.318, and 2.321, notice is hereby given that an Atomic Safety and Licensing Board is being established to preside over the following proceeding:

FIRSTENERGY NUCLEAR OPERATING COMPANY
(Davis-Besse Nuclear Power Station, Unit 1)

The Licensing Board is being established pursuant to a March 8, 2004 notice of opportunity for hearing published in the Federal Register (69 Fed. Reg. 12,357 (Mar. 16, 2004)), regarding an immediately effective confirmatory order modifying the 10 C.F.R. Part 50 operating license for the Davis-Besse Nuclear Power Plant, Unit 1, to address performance deficiencies relating to the March 2002 discovery of a corrosion-induced cavity in the Davis-Besse Unit 1 reactor pressure vessel. In response to that notice, on March 29, 2004, Michael Keegan, Joanne DiRando, Paul Gunter, and Donna Lueke submitted objections to the confirmatory order that are the subject of this proceeding.

The Board is comprised of the following administrative judges:

G. Paul Bollwerk, III, Chair
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Charles N. Kelber
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Peter S. Lam
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

All correspondence, documents, and other materials shall be filed with the administrative judges in accordance with 10 C.F.R. § 2.302.

/RA/

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

Issued at Rockville, Maryland,

this 15th day of April 2004.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
FIRSTENERGY NUCLEAR) Docket No. 50-346-CO
OPERATING COMPANY)
)
(Davis-Besse Nuclear Power Station,)
Unit 1))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD have been served upon the following persons by electronic mail, followed by deposit of paper copies in the U.S. mail, first class, and NRC internal mail.

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Washington, DC 20555-0001

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Docket No. 50-346-CO
ESTABLISHMENT OF ATOMIC SAFETY AND
LICENSING BOARD

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[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 15th day of April 2004