

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

RAS 7910

DOCKETED 06/09/04

COMMISSIONERS:

SERVED 06/09/04

Nils J. Diaz, Chairman  
Edward McGaffigan, Jr.  
Jeffrey S. Merrifield

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In the Matter of	)	
	)	
HYDRO RESOURCES, INC.	)	Docket No. 40-8968-ML
	)	
(P.O. Box, 15910	)	
Rio Rancho, NM 87174)	)	
_____	)	

NOTICE OF APPOINTMENT OF ADJUDICATORY EMPLOYEES

Pursuant to 10 C.F.R. § 2.4, notice is hereby given that Messrs. Thomas Fredrichs and Jon Peckinpaugh, Commission employees of the Division of Waste Management and Environmental Protection, Office of Nuclear Material Safety and Safeguards, have been appointed as Commission adjudicatory employees within the meaning of section 2.4, to advise the Commission regarding issues relating to the pending Commission review of LBP-04-03. Messrs. Fredrichs and Peckinpaugh have not previously performed any investigative or litigating function in connection with this or any related proceeding. Until such time as a final decision is issued in this matter, interested persons outside the agency and agency employees performing investigative or litigating functions in this proceeding are required to observe the restrictions of 10 C.F.R. §§ 2.780 and 2.782<sup>1</sup> in their communications with Messrs. Fredrichs and Peckinpaugh.

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<sup>1</sup> The NRC recently amended its adjudicatory procedural rules in 10 C.F.R. Part 2. See Final Rule, "Changes to Adjudicatory Process," 69 Fed. Reg. 2182 (Jan. 14, 2004). For cases docketed prior to February 13, 2004, the previous procedural rules, including 10 C.F.R. §§ 2.780 and 2.782, continue to apply. Substantially equivalent new rules now appear at 10 C.F.R. §§ 2.347 and 2.348.

IT IS SO ORDERED.

For the Commission

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Annette L. Vietti-Cook  
Secretary of the Commission

Dated at Rockville, Maryland  
this 9<sup>th</sup> day of June 2004

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

HYDRO RESOURCES, INC.

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Docket No. 40-8968-ML

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing COMMISSION NOTICE OF APPOINTMENT OF ADJUDICATORY EMPLOYEES have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution, with copies by electronic mail as indicated.

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[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 9<sup>th</sup> day of June 2004