

**RAS 8947**

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD

**DOCKETED 12/08/04**

**SERVED 12/08/04**

Before Administrative Judges:

E. Roy Hawkens, Chairman  
Ann Marshall Young  
Dr. Peter S. Lam

In the Matter of

SAFETY LIGHT CORPORATION  
Bloomsburg, Pennsylvania Site

(Materials License Amendment)

Docket Nos. 30-5980-MLA &  
30-5982-MLA

ASLBP No. 04-833-07-MLA

December 8, 2004

ORDER

(Order Granting Joint Motion for Extension of Time for Mandatory Disclosures,  
and Directing Safety Light Corporation to File Notice Of Appearance)

On December 7, 2004, the NRC Staff and the Pennsylvania Department of Environmental Protection (PDEP) submitted a joint motion seeking an extension of time – from December 9, 2004 to December 30, 2004 – for PDEP’s submission of mandatory disclosures pursuant to 10 C.F.R. § 2.336 and for the Staff’s submission of the hearing file pursuant to 10 C.F.R. § 2.1203. The joint motion is granted.

Safety Light Corporation neither joined nor took a position on the extension request. We would therefore ordinarily expect Safety Light to submit mandatory disclosures by December 9, 2004 in compliance with section 2.336 or be subject to potential sanctions (10 C.F.R. § 2.336(e)). However, because we anticipate that Safety Light may – like PDEP – require additional time to identify, review, and assemble the documents subject to mandatory disclosure, we extend the benefit of this extension of time to Safety Light.

Finally, notwithstanding that we advised Safety Light Corporation in our order dated October 14, 2004 to have its counsel or corporate representative file a notice of appearance pursuant to 10 C.F.R. § 2.314(b), such notice has not yet been filed. Safety Light is hereby directed to comply with the notice of appearance filing requirement by December 14, 2004.

Accordingly, it is ORDERED that:

1. PDEP and Safety Light Corporation shall file mandatory disclosures pursuant to section 2.336 no later than December 30, 2004.

2. The NRC Staff shall submit the hearing file pursuant to section 2.1203 no later than December 30, 2004.

3. Safety Light Corporation shall file a notice of appearance pursuant to section 2.314(b) no later than December 14, 2004.

No further extension requests regarding filing of the mandatory disclosures or hearing file shall be entertained absent compelling reasons. The granting of this extension request shall not delay the telephonic prehearing conference scheduled for December 15, 2004.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD<sup>1</sup>

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E. Roy Hawkens, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
December 8, 2004

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<sup>1</sup> Copies of this order were sent this date by internet e-mail transmission to: (1) counsel for the Pennsylvania Department of Environmental Protection; (2) licensee Safety Light Corporation; and (3) counsel for the NRC Staff.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
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SAFETY LIGHT CORPORATION ) Docket Nos. 30-5980/5982-MLA  
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Bloomsburg, Pennsylvania Site )  
(Materials License Amendment) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (ORDER GRANTING JOINT MOTION FOR EXTENSION OF TIME FOR MANDATORY DISCLOSURES, AND DIRECTING SAFETY LIGHT CORPORATION TO FILE NOTICE OF APPEARANCE) have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution.

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

Administrative Judge  
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Administrative Judge  
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Docket Nos. 30-5980/5982-MLA  
LB ORDER (ORDER GRANTING JOINT MOTION FOR  
EXTENSION OF TIME FOR MANDATORY DISCLOSURES,  
AND DIRECTING SAFETY LIGHT CORPORATION TO  
FILE NOTICE OF APPEARANCE)

Safety Light Corporation  
4150-A Old Berwick Road  
Bloomsburg, PA 17815  
Attention: William Lynch

[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 8<sup>th</sup> day of December 2004