

RAS 9071

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

DOCKETED 12/30/04

SERVED 12/30/04

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman
Dr. Paul B. Abramson
Dr. Charles N. Kelber

In the Matter of

LOUISIANA ENERGY SERVICES, L.P.

(National Enrichment Facility)

Docket No. 70-3103-ML

ASLBP No. 04-826-01-ML

December 30, 2004

ORDER

(Schedule for Prefiled Testimony and Related Filings)

Upon consideration of the December 29, 2004 NRC staff letter to the Licensing Board regarding the availability to the parties and the public of redacted versions of the documents in the docket of this proceeding, it is

ORDERED, that the following schedule shall govern the submission of the parties' prefiled testimony and associated filings relative to the scheduled February 2005 evidentiary hearings on environmental contentions:

Prefiled Direct Testimony Friday, January 7, 2005

Motions in Limine Wednesday, January 12, 2005

Motion in Limine Responses Tuesday, January 18, 2005¹

Additionally, in accordance with the Board's December 21, 2004 memorandum and order, **prefiled rebuttal testimony, along with a revised version of any prefiled direct testimony reflecting any Board in limine motion rulings, should be filed within seven days of the Board's**

¹ In limine motion responses should be sent so as to be received by the Board and the other parties by 2:00 p.m. Eastern Time on this date.

ruling on any in limine motions;² and cross-examination plans and party outline summaries should be submitted within seven days thereafter.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD³

/RA/

G. Paul Bollwerk, III
ADMINISTRATIVE JUDGE

Rockville, Maryland

December 30, 2004

² If no in limine motions are filed by the parties, prefiled rebuttal testimony shall be filed on or before Friday, January 21, 2005.

³ Copies of this order were sent this date by Internet e-mail transmission to counsel for (1) applicant Louisiana Energy Services, Inc.; (2) intervenors New Mexico Environment Department, the Attorney General of New Mexico, and Nuclear Information and Resource Service/Public Citizen; and (3) the staff.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
LOUISIANA ENERGY SERVICES, L.P.) Docket No. 70-3103-ML
)
)
(National Enrichment Facility))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (SCHEDULE FOR PREFILED TESTIMONY AND RELATED FILINGS) have been served upon the following persons by deposit in the 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
G. Paul Bollwerk, III, Chair
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
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
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Lisa B. Clark, Esq.
Angela B. Coggins, Esq.
John T. Hull, Esq.
Darani M. Reddick, Esq.
David A. Cummings, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Tannis L. Fox, Esq.
Deputy General Counsel
Office of General Counsel
New Mexico Environment Department
1190 St. Francis Drive
Santa Fe, NM 87502-6110

Docket No. 70-3103-ML
LB ORDER (SCHEDULE FOR PREFILED TESTIMONY
AND RELATED FILINGS)

James R. Curtiss, Esq.
David A. Repka, Esq.
Martin J. O'Neill, Esq.
Winston & Strawn LLP
1400 L Street
Washington, DC 20005-3502

David M. Pato, Esq.
Stephen R. Farris, Esq.
Christopher D. Coppin, Esq.
Assistant Attorneys General
Glenn R. Smith, Esq.
Deputy Attorney General
Office of the New Mexico Attorney General
P.O. Box Drawer 1508
Santa Fe, NM 87504-1508

Lindsay A. Lovejoy, Jr.
618 Paseo de Peralta, Unit B
Santa Fe, NM 87501

Lisa A. Campagna, Esq.
Assistant General Counsel
Westinghouse Electric Company LLC
P.O. Box 355
Pittsburgh, PA 15230-0355

John W. Lawrence, Esq.
Louisiana Energy Services, L.P.
2600 Virginia Ave., NW, Suite 610
Washington, DC 20037

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 30th day of December 2004