

**RAS 10069**

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

**DOCKETED 06/13/05**

**SERVED 06/13/05**

Before Administrative Judges:

E. Roy Hawkens, Chairman  
Alan S. Rosenthal  
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

June 13, 2005

ORDER

(Granting Joint Motion For Third Extension Of Time To Conduct Settlement Negotiations)

On March 2, 2005, this Board granted the parties' joint motion to hold this proceeding in abeyance for 40 days, until April 11, 2005, to allow them to pursue settlement negotiations. On April 7, this Board granted the parties' joint motion for a 42-day extension of time, until May 23, 2005, to continue their settlement discussions. On May 23, 2005, this Board granted the parties' joint motion for a second extension of time, until June 13, 2005, to continue their settlement discussions.

On June 10, 2005, the parties submitted a joint motion seeking a third extension of time, until June 20, 2005, to continue their settlement discussions. The parties represent that they are "actively endeavoring to complete minor revisions to a settlement agreement that when executed, and if approved, would permit the termination of this licensing proceeding. . . . The requested extension will provide the parties sufficient time to complete their settlement activities and execute a settlement agreement to be filed with the Board."

On the basis of those representations, we grant the motion. The schedule set forth in the May 23<sup>rd</sup> order is no longer in effect, and this proceeding will be held in abeyance for an additional 7 days, until June 20, 2005, to allow the parties to conclude their settlement negotiations.

The parties shall, no later than June 20, 2005, submit a joint status report advising this Board of their progress in negotiating and executing a settlement agreement.

IT IS SO ORDERED.

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

*/RA/*

E. Roy Hawkens, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
June 13, 2005

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<sup>1</sup> Copies of this Order were sent this date by internet e-mail to counsel for (1) Safety Light Corporation, (2) the Pennsylvania Department of Environmental Protection, and (3) 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 and  
Bloomsburg, Pennsylvania Site ) 30-5980/5982-EA  
)  
(Materials License Amendment) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (GRANTING JOINT MOTION FOR THIRD EXTENSION OF TIME TO CONDUCT SETTLEMENT NEGOTIATIONS) 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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Docket Nos. 30-5980/5982-MLA and  
30-5980/5982-EA

LB ORDER (GRANTING JOINT MOTION FOR THIRD  
EXTENSION OF TIME TO CONDUCT SETTLEMENT  
NEGOTIATIONS)

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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 13<sup>th</sup> day of June 2005