

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

RAS 10251

DOCKETED 08/09/05

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before Administrative Judges:

SERVED 08/09/05

Ann Marshall Young, Chair
Michael C. Farrar
Peter S. Lam

In the Matter of

DAVID H. HAWES
(Reactor Operator License for
Vogtle Electric Generating Plant)

Docket No. 55-22685-SP

ASLBP No. 05-840-01-SP

August 9, 2005

ORDER

(Regarding Scheduling of Telephone Conference, Extension of Reply Deadline)

In response to the Licensing Board's Order of August 8, 2005, Mr. David Hawes has indicated that he will not have counsel in place to represent him this week and therefore requests to hold a previously-scheduled, postponed telephone conference on a date after Staff counsel returns from leave on August 29; he indicates further that he will be able to respond with more specific dates by August 19. Mr. Hawes also requests an extension of a previously-set deadline for filing a reply to the Staff's Response to Request for Hearing of Mr. David H. Hawes.

Taking into account the schedules of all parties and Board members, the Board has tentatively determined to hold the telephone conference on September 1, 2005, at 10:30 a.m. Any party who wishes to request another date shall do so no later than August 29, 2005, by indicating all dates and times of availability during the week of September 6-9.

In addition, the deadline for Mr. Hawes to file any reply to the Staff's Response is extended to August 26, seven days after the August 19 date provided by Mr. Hawes. All information previously provided regarding electronic filing to all Board members, parties, and

the Office of the Secretary of the Commission (at HEARINGDOCKET@nrc.gov), with mailing of paper copies the same day to the same recipients, shall continue to apply.

Finally, as previously stated, all matters related to the Staff's Response and to any reply of Mr. Hawes, along with informal discussion of the issues in the case, any procedural or other preliminary matters, and any questions any party may have regarding the proceeding, will be taken up during the telephone conference, final information on which will be provided after August 29, 2005.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Ann Marshall Young, Chair
ADMINISTRATIVE JUDGE

Rockville, Maryland
August 9, 2005¹

¹Copies of this Order were sent this date by e-mail transmission to all parties.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)	
)	
DAVID H. HAWES)	Docket No. 55-22685-SP
)	
)	
(Reactor Operator License for)	
Vogtle Electric Generating Plant))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (REGARDING SCHEDULING OF TELEPHONE CONFERENCE, EXTENSION OF REPLY DEADLINE) have been served upon the following persons by 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
Ann M. Young, Chair
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Michael C. Farrar
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Peter S. Lam
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Susan L. Uttal, Esq.
Kathryn L. Winsberg, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

David H. Hawes
1522 Magnolia Church Road
Perkins, GA 30822

[Original signed by Rebecca L. Giitter]

Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 9th day of August 2005