

September 8, 2005

Lawrence McDade, Chair  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

E. Roy Hawken  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Peter S. Lam  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

In the Matter of  
ANDREW SIEMASZKO  
IA-05-021; ASLB No. 05-839-02-EA

Dear Administrative Judges:

As discussed during the Prehearing conference on August 30, 2005, the NRC Staff is filing a supplemental Affidavit from the Department of Justice in support of the Staff Motion to Extend the Stay of the Proceeding. The Affidavit is filed under seal pursuant to the Commission's policy on Investigations, Inspections, and Adjudicatory Proceedings and is attached to this letter.

Sincerely,

**/RA/**

Sara E. Brock  
Counsel for NRC Staff

Attachment: As stated

cc w/o att: Billie Pirner Garde  
Sandy Shepherd  
David Lochbaum  
Sandy Buchanan  
Jonathan Rund  
Atomic Safety and Licensing Board  
Adjudicatory File  
Office of the Secretary  
Office of Commission Appellate Adjudication