

RAS 11061

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

DOCKETED 01/11/06

SERVED 01/11/06

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

January 11, 2006

MEMORANDUM AND ORDER

(Schedule for Supplemental Proposed Findings of Fact and
Conclusions of Law; Modification of Date for Prehearing Conference)

In accord with the schedule established by the Licensing Board's December 13, 2005 memorandum and order regarding a motion by applicant Louisiana Energy Services, L.P., (LES) to supplement the hearing record relative to issues of cylinder washing and cost of capital, as modified by the Board's December 27, 2005 order setting the date for a supplemental evidentiary hearing session, the Board establishes the following schedule for additional filings relative to that hearing session:

Proposed Findings of Fact and
Conclusions of Law

Wednesday, March 1, 2006

Reply Findings of Fact and
Conclusions of Law

Friday, March 17, 2006

In addition, the Board indicated in its December 13, 2005 memorandum and order that the Board would hold a prehearing conference with LES and the NRC staff regarding the mandatory hearing on the LES license application at the conclusion of the supplemental evidentiary hearing session, initially scheduled for the week of January 23, 2006. Due to the

fact that the supplemental hearing is now scheduled for the week of February 13, 2006, and will therefore conclude approximately two weeks before the date for filing of prefiled direct testimony relative to the mandatory hearing, the Board instead will hold a prehearing telephone conference with LES and the staff regarding the mandatory hearing beginning at 9:30 a.m. Eastern Time on Wednesday, January 25, 2006.¹

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD²

/RA/

G. Paul Bollwerk, III
ADMINISTRATIVE JUDGE

Rockville, Maryland

January 11, 2006

¹ Previously, the Board also had established a date of Friday, January 27, 2006, by which it would provide written questions/areas of concern regarding staff findings relative to matters at issue in the mandatory hearing for this proceeding. The Board is currently assessing whether such an additional Board issuance is necessary.

² Copies of this memorandum and order were sent this date by Internet e-mail transmission to counsel for (1) applicant LES; (2) intervenors Nuclear Information and Resource Service/Public Citizen; and (3) the staff.

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NUCLEAR REGULATORY COMMISSION

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB MEMORANDUM AND ORDER (SCHEDULE FOR SUPPLEMENTAL PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW; MODIFICATION OF DATE FOR PREHEARING CONFERENCE) 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 No. 70-3103-ML
LB MEMORANDUM AND ORDER (SCHEDULE FOR
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AND CONCLUSIONS OF LAW; MODIFICATION OF
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[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 11th day of January 2006