

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

RAS 11368

ATOMIC SAFETY AND LICENSING BOARD

DOCKETED 03/16/06

SERVED 03/16/06

Before Administrative Judges:

E. Roy Hawken, Presiding Officer
Dr. Richard F. Cole, Special Assistant
Dr. Robin Brett, Special Assistant

In the Matter of

HYDRO RESOURCES, INC.
P.O. Box 777
Crownpoint, New Mexico 87313

Docket No. 40-8968-ML

ASLBP No. 95-706-01-ML

March 16, 2006

ORDER

(Scheduling Conference Call)

The Presiding Officer will conduct a telephone conference on Wednesday, March 22, 2006, at 11:00 a.m. Eastern Standard Time (EST) to discuss the advisability of staying the issuance of a Partial Initial Decision ("PID") pertaining to the Intervenor's NEPA claims challenging the adequacy of the environmental impact statement with respect to Sections 17, Crownpoint, and Unit 1, pending the Commission's resolution of the appeal of the PID on radiological air emissions, LBP-06-01 (Jan. 6, 2006). See CLI-06-07 (Feb. 27, 2006) (Commission Order accepting review of LBP-06-01 and setting a briefing schedule). Given the potential impact of the Commission's decision on the resolution of certain issues in the Intervenor's pending NEPA claims, the parties should be prepared to discuss the reasons, if any, why such a stay is not warranted.

To participate in the telephone conference, counsel for each of the parties shall call 1-800-638-8081 (301-231-5539 for local callers) and enter passcode 7605# a few minutes before 11:00 a.m. on the date of the telephone conference.

It is so ORDERED.

BY THE PRESIDING OFFICER¹

/RA/

E. Roy Hawkens
ADMINISTRATIVE JUDGE

Rockville, Maryland
March 16, 2006

¹ Copies of this Order were sent this date by Internet e-mail transmission to counsel for: (1) applicant Hydro Resources, Inc.; (2) intervenors Eastern Navajo Diné Against Uranium Mining, the Southwest Research and Information Center, Grace Sam, and Marilyn Morris; and (3) the NRC Staff.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (SCHEDULING CONFERENCE CALL) 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
E. Roy Hawkens, Presiding Officer
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Richard F. Cole, Special Assistant
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Robin Brett
2314 44TH Street, NW
Washington, DC 20007

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

John T. Hull, Esq.
Margaret J. Bupp, Esq.
Steven C. Hamrick, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission

David C. Lashway, Esq.
Hunton & Williams LLP
1900 K Street, NW
Washington, DC 20006

Anthony J. Thompson, Esq.
Christopher S. Pugsley, Esq.
Thompson & Simmons, PLLC
1225 19th Street, NW, Suite 300
Washington, DC 20036

Docket No. 40-8968-ML
LB ORDER (SCHEDULING CONFERENCE CALL)

Geoffrey H. Fettus, Esq.
Natural Resources Defense Council
1200 New York Avenue, NW, Suite 400
Washington, DC 20005

Eric D. Jantz, Esq.
Douglas Meiklejohn, Esq.
Sarah Piltch, Esq.
New Mexico Environmental Law Center
1405 Luisa Street, Suite 5
Santa Fe, NM 87505

Jep Hill, Esq.
Jep Hill and Associates
P.O. Box 30254
Austin, TX 78755

Levon Henry, Attorney General
Steven J. Bloxham, Esq.
Navajo Nation Department of Justice
P.O. Box 2010
Window Rock, AZ 86515

William Paul Robinson
Chris Shuey
Southwest Research and
Information Center
P.O. Box 4524
Albuquerque, NM 87106

ENDAUM
P.O. Box 150
Crownpoint, NM 87313
Attn: Office Manager

Grace Sam
P.O. Box 85
Church Rock, NM 87311

William Zukosky, Esq.
DNA-PEOPLE'S LEGAL SERVICES, INC.
222 East Birch
Flagstaff, AZ 86001

Laura Berglan, Esq.
DNA-PEOPLE'S LEGAL SERVICES, INC.
P.O. Box 765
Tuba City, AZ 86045

Mark S. Pelizza, President
Hydro Resources, Inc.
650 South Edmonds Lane, Suite 108
Lewisville, TX 75067

Susan C. Shama, Law Clerk
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop - T-3 F23
Washington, DC 20555-0001

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 16th day of March 2006