

June 5, 2006

The Honorable Robert Andrews
Member, United States House of
Representatives
63 North Broad Street
Woodbury, NJ 08096-4602

Dear Congressman Andrews:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter of May 5, 2006, in which you asked the NRC to grant a public hearing regarding the license renewal application for Oyster Creek Nuclear Generating Station (Oyster Creek), and to afford your constituents all due consideration under the law.

Please be advised that litigation concerning the renewal of the Oyster Creek license is being conducted under the Commission's "Rules of Practice for Domestic Licensing Procedures and Issuance of Orders" as described in 10 CFR Part 2. On February 27, 2006, the Atomic Safety and Licensing Board granted the hearing petition filed by six organizations (Nuclear Information and Resource Service; Jersey Shore Nuclear Watch, Inc.; Grandmothers, Mothers and More for Energy Safety; New Jersey Public Interest Research Group; New Jersey Sierra Club; and New Jersey Environmental Federation), but denied the petition filed by the New Jersey Department of Environmental Protection (NJDEP). The appeal filed by the NJDEP is before the Commission. Under 10 CFR 2.328, NRC hearings, as a general matter, are public. Documents in the *Oyster Creek* license renewal proceedings are publicly available through the Agencywide Document Access Management System (ADAMS), which is accessible via the NRC's Electronic Reading Room at www.nrc.gov/reading-rm/adams.html.

I trust this reply responds to your request.

Sincerely,

/RA William F. Kane Acting for/

Luis A. Reyes
Executive Director
for Operations

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