

July 17, 2006

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
USEC, Inc.	)	Docket No. 70-7004
	)	
(American Centrifuge Plant)	)	ASLBP No. 05-838-01-ML

NRC STAFF MOTION FOR EXTENSION OF TIME FOR SUBMISSION  
OF PRELIMINARY FINDINGS OF FACT AND CONCLUSIONS OF LAW

INTRODUCTION

Under the schedule established by the Board in the May 31, 2006 Memorandum and Order (Ruling on Motion for Modification and Clarification), the Staff is to submit preliminary proposed findings of fact and conclusions of law on August 11, 2006. However, at this time the Staff expects that the Safety Evaluation Report (SER) will not be issued until the end August, 2006. Accordingly, the Staff requests that the time for submission of proposed findings be extended until 10 days following the issuance of the SER.

DISCUSSION

While the Staff previously reported to the Board that the SER would be issued at the end of July 2006 when submitting the requested license application documentation to the Board on June 12, 2006, the Staff review of technical issues is taking longer than expected which has extended the time for completion. Currently, the Staff expects that the SER should be completed at the end of August, and therefore requests additional time for the submission of the proposed findings of fact and conclusions of law until 10 days following issuance of the SER. Staff counsel has contacted counsel for the applicant who has expressed no objection to the requested extension.

CONCLUSION

For the reasons stated above, the Staff respectfully requests an extension of time for filing proposed findings of fact and conclusions of law until 10 days following issuance of the SER.

Respectfully submitted,

**/RA/**

Lisa Clark  
Counsel for NRC Staff

Dated at Rockville Maryland  
this 17<sup>th</sup> day of July, 2006

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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC Staff Motion for Extension of Time For Submission of Preliminary Findings of Fact and Conclusions of Law" in the above-captioned proceeding has been served on the following by deposit in the United States mail; through deposit in the Nuclear Regulatory Commission's internal system as indicated by an asterisk (\*), or by electronic mail as indicated by a double asterisk (\*\*) on this 17<sup>th</sup> day of July, 2006.

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