

RAS 14 889

DOCKETED
USNRC

January 9, 2008 (8:00am)

From: Sherwood Martinelli <fuse_usa@yahoo.com>
To: Sherwin Turk <SET@nrc.gov>
Date: Tue, Jan 8, 2008 8:32 PM
Subject: Re: Request for extension of time

OFFICE OF SECRETARY
 RULEMAKINGS AND
 ADJUDICATIONS STAFF

Dear Mr Turk:

First, as to the subject of your note today:

A) FUSE USA apologizes for the late receipt of our filing with DVD exhibits, but as you are aware, tardiness was not the fault of the NRC, nor the fault of FUSE USA, but instead a result of holiday errors out of the control of both parties. (read this to mean Staples, UPS, or a combination of the two).

B) FUSE USA has no objections to your requested extension of time to respond to our Superceding filings, but we are a bit confused here, since we recieved via mail today what we believe to be a "motion to strike/dismiss" our contentions. Has that motion been set aside, or do we still need to respond to it?

For purposes of email, communications, and service of all documents, please use the following contact points:

FUSE USA
 351 Dyckman Street
 Peekskill, New York 10566
 (914) 293-7458
 fuseusadocket@aol.com or fuse_usa@yahoo.com

All communications will then be distributed to the appropriate contact people among those of us currently listed as participants. Also, for purpose of clarification...FUSE USA has not CCed, or communicated this letter to others, as you appear to have contacted us privately regarding this matter. If are assumption is incorrect in this matter, please let us know ASAP, so that we can CC all other parties in this matter according to proper rules of Service. For clarity of the record, we respectfully request that you and all parties from hence forward make sure everyone is kept in the loop on all communications between parties, as we do not want to be disqualified on a technicality, nor are we comfortable with ANY EXPARTE COMMUNICATIONS between any of the parties in this matter.

Respectfully

John LeKay, Remy Chevalier, Bill Thomas, Heather DeMilo, Jackie Jaques

Members of Board, FUSE USA

Email CC All Parties

secy@nrc.gov, chairman@nrc.gov, hearingdocket@nrc.gov, ocaamail@nrc.gov, lgm1@nrc.gov, rew@nrc.gov, kdl2@nrc.gov, Royce Penstinger, set@nrc.gov, lbs3@nrc.gov, ZXK1@nrc.gov, ksutton@morganlewis.com, pbessette@morganlewis.com, dcurran@harmoncurran.com, john.sipos@oag.state.ny.us, robert.snook@po.state.ct.us, phillip@riverkeeper.org, mannaajo@clearwater.org, richardbrodsky@msn.com, ulrich@ulrichwitte.com, Palisadesart

----- Original Message -----

From: Sherwin Turk <SET@nrc.gov>
 To: fuse_usa@yahoo.com
 Sent: Tuesday, January 8, 2008 4:37:48 PM
 Subject: Request for extension of time

Mr. LeKay --

TEMPLATE = SECY-043

SECY-02

Due to our late receipt of FUSE's DVD with exhibits, I am filing a request for a 2-week extension of time to respond to FUSE's Superceding Petition, to allow our response to be filed by February 5, 2008. Please let me know if that is acceptable to FUSE.

Thank you.
Sherwin Turk

CC: <secy@nrc.gov>, <chairman@nrc.gov>, <hearingdocket@nrc.gov>, <ocaamail@nrc.gov>, <lgm1@nrc.gov>, <rew@nrc.gov>, <kdl2@nrc.gov>, Royce <Penstinger@aol.com>, <set@nrc.gov>, <lbs3@nrc.gov>, <ZXK1@nrc.gov>, <ksutton@morganlewis.com>, <pbessette@morganlewis.com>, <dcurran@harmoncurran.com>, <john.sipos@oag.state.ny.us>, <robert.snook@po.state.ct.us>, <phillip@riverkeeper.org>, <mannajo@clearwater.org>, <richardbrodsky@msn.com>, <ulrich@ulrichwitte.com>, <Palisadesart@aol.com>, <gclary@lohud.com>, <raudette@reformer.com>, <ajames@th-record.com>

Mail Envelope Properties (4784242D.9AE : 8 : 47534)

Subject: Re: Request for extension of time
Creation Date Tue, Jan 8, 2008 8:32 PM
From: Sherwood Martinelli <fuse_usa@yahoo.com>

Created By: fuse_usa@yahoo.com

Recipients

nrc.gov
OWGWPO02.HQGWDO01
HearingDocket CC (HearingDocket)
CHAIRMAN CC

th-record.com
ajames CC

reformer.com
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ulrichwitte.com
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riverkeeper.org
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oag.state.ny.us
john.sipos CC

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dcurran CC

morganlewis.com
pbessette CC

ksutton CC

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OWGWPO04.HQGWDO01
ZXK1 CC (Zachary Kahn)

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TWGWPO02.HQGWDO01
LBS3 CC (Lloyd Subin)
SET CC (Sherwin Turk)
SECY CC (SECY)

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TWGWPO01.HQGWDO01
KDL2 CC (Kaye Lathrop)
LGM1 CC (Lawrence McDade)

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TWGWPO04.HQGWDO01
REW CC (Richard Wardwell)
OCAAMAIL CC

Post Office

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Route

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th-record.com
reformer.com
lohud.com
aol.com
ulrichwitte.com
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clearwater.org
riverkeeper.org
po.state.ct.us
oag.state.ny.us
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OWGWPO04.HQGWDO01
TWGWPO02.HQGWDO01
TWGWPO01.HQGWDO01
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Files

MESSAGE
TEXT.htm
Mime.822

Size

2713
7835
13201

Date & Time

Tuesday, January 8, 2008 8:32 PM

Options

Expiration Date:
Priority:
ReplyRequested:

None
Standard
No

Return Notification: None

Concealed Subject: No

Security: Standard

Junk Mail Handling Evaluation Results

Message is eligible for Junk Mail handling

This message was not classified as Junk Mail

Junk Mail settings when this message was delivered

Junk Mail handling disabled by User

Junk Mail handling disabled by Administrator

Junk List is not enabled

Junk Mail using personal address books is not enabled

Block List is not enabled