

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED 04/17/08  
SERVED 04/17/08

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Alan S. Rosenthal, Chairman  
Dr. Richard E. Wardwell  
Dr. William Reed

In the Matter of

SHIELDALLOY METALLURGICAL CORP.

(Licensing Amendment Request for  
Decommissioning of the Newfield, New Jersey  
Facility)

Docket No. 40-7102-MLA

ASLBP No. 07-852-01-MLA-BD01

April 17, 2008

ORDER

(Scheduling Telephone Conference)

In light of the NRC Staff's Sixth Status Report (April 11, 2008), and the disclosure therein that it now will be at least August 2009 before the Staff's Final Environmental Impact Statement is issued, this Board has decided that a telephone conference with the parties to the proceeding is warranted. The principal purpose of the conference will be to ascertain what, if any, protective measures are now in place to ensure that the slag and bagdust currently accumulated on the Licensee's site do not have a continuing impact upon, among other things, the aquifer located beneath the site. Additionally, the Board will wish to obtain during the conference information regarding the substance of the revision to its decommissioning plan that the Licensee proposes to submit to the Staff by May 16, 2008. It is that revision that apparently is responsible for the fact that, instituted in October 2006, the Staff's technical review of the plan will require close to three years to complete.

The telephone conference will be held at 9:00 a.m. (EDT) on Monday, April 28, 2008, and will be stenographically transcribed. The participants in it should plan to access the conference a few minutes before that hour by dialing 1-800-593-7164, followed by entering passcode 27481# at the prompt.

No later than noon on Thursday, April 28, 2008, each party to the proceeding (i.e., the Licensee, the Intervenor New Jersey Department of Environmental Protection, and the NRC Staff) shall provide the Board, by electronic mail sent to the service list, with the name of the single counsel who will represent it at the conference.<sup>1</sup> In the event that a party desires to have the conference audited by a person or persons at a different location, upon request one additional telephone line will be made available to the party for that purpose.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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Alan S. Rosenthal, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
April 17, 2008<sup>2</sup>

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<sup>1</sup> The Board will expect counsel designated to represent the NRC Staff to be fully familiar with the history of this proceeding, including the content of the several status reports addressed to the progress of the Staff's technical review of the submitted decommissioning plan.

<sup>2</sup> Copies of this Order were sent by e-mail transmission to counsel for (1) Licensee Shieldalloy Metallurgical Corp.; (2) Intervenor New Jersey Dept. of Environmental Protection; and (3) the NRC staff.

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NUCLEAR REGULATORY COMMISSION

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Decommissioning the )  
Newfield, New Jersey Facility) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (SCHEDULING TELEPHONE CONFERENCE) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Docket No. 40-7102-MLA  
LB ORDER (SCHEDULING TELEPHONE CONFERENCE)

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[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 17<sup>th</sup> day of April 2008