

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

G. Paul Bollwerk, III, Chairman
Nicholas G. Trikouros
Dr. James F. Jackson

In the Matter of

SOUTHERN NUCLEAR OPERATING CO.

(Early Site Permit for Vogtle ESP Site)

Docket No. 52-011-ESP

ASLBP No. 07-850-01-ESP-BD01

January 14, 2009

MEMORANDUM AND ORDER
(Scheduling Prehearing Conference;
Requesting Revised Exhibit Lists)

In its December 31, 2008 memoranda and orders regarding the contested and uncontested/mandatory hearing aspects of this early site permit (ESP) proceeding, the Licensing Board noted that following a then soon-to-be-scheduled late-January 2009 oral argument regarding contention admissibility in the pending combined operating license (COL) case for proposed Vogtle Units 3 and 4, the Board in this ESP proceeding (whose membership coincides with that of the COL Board) anticipated convening a brief prehearing conference with the parties to this proceeding (which coincide with the participants in the COL proceeding) to review administrative and scheduling matters associated with the planned mid-March 2009 contested and mandatory hearings for this ESP proceeding. By memorandum and order issued this date, the COL Board has established the following as the date, time, and locations for its COL oral argument:

Date: Wednesday, January 28, 2009

Starting Time: 9:00 a.m. Eastern Time (ET)

Locations: Atomic Safety and Licensing Board Panel
Hearing Room
Room T-3B45
Third Floor, Two White Flint North Building
11545 Rockville Pike
Rockville, Maryland

and

NRC Main Conference Room
Room 24T20
Twenty-Fourth Floor, Sam Nunn Atlanta Federal
Center
61 Forsyth Street, SW
Atlanta, Georgia

The COL Board indicated it will preside over its prehearing conference from the Panel's Rockville, Maryland hearing room, with counsel for applicant Southern Nuclear Operating Co. (SNC) and the NRC staff participating from the Panel's Rockville facility, while counsel for Joint Petitioners (who is also counsel for Joint Intervenors¹ in this proceeding) will participate via videoconference from the agency's Region II conference room in Atlanta. Members of the public may attend at either location.

In accord with this Board's December 31 issuances, immediately following the completion of the January 28 COL oral argument, it will convene a prehearing conference with the parties to this ESP proceeding at the same locations. This ESP prehearing conference, which also is open to the public, is to discuss scheduling and administrative matters regarding the planned mid-March 2009 contested and uncontested/mandatory hearing sessions. If any of the parties have agenda items for the ESP prehearing conference, they should advise the Board and the other parties by E-Filing submission on or before Wednesday, January 21, 2009.

¹ Joint Intervenors include the Center for a Sustainable Coast, Savannah Riverkeeper, Southern Alliance for Clean Energy, Atlanta Women's Action for New Directions, and Blue Ridge Environmental Defense League.

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In the Matter of)
)
SOUTHERN NUCLEAR OPERATING) Docket No. 52-011-ESP
COMPANY)
)
(Early Site Permit for the Vogtle ESP Site))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB MEMORANDUM AND ORDER (SCHEDULING PREHEARING CONFERENCE; REQUESTING REVISED EXHIBIT LISTS) have been served upon the following persons by Electronic Information Exchange.

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LB MEMORANDUM AND ORDER (SCHEDULING PREHEARING CONFERENCE;
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[Original signed by Christine M. Pierpoint]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 14th day of January 2009