

March 6, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

NRC STAFF NOTICE OF AVAILABILITY OF
U.S. ARMY CORPS OF ENGINEERS WITNESSES

In its Order dated February 23, 2009,¹ the Board requested that the parties provide “the Board and [] the other parties with timely, current information about witness availability and perceived scheduling constraints.” The U.S. Army Corps of Engineers Office of Counsel has informed the NRC Staff that the Corps witnesses will be available beginning on Wednesday March 18, 2009 at 11:00 am, but not earlier in the week. This availability should be consistent with the Board’s anticipated schedule of litigating EC 6.0 on March 18 and 19, 2009. However, as the Board has acknowledged that the schedule may change depending on the litigation of contentions EC 1.2 and 1.3, the Staff respectfully requests that the Board accommodate this limitation if possible.

Respectfully submitted,

/signed (electronically) by/
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Dated at Rockville, Maryland
this 6th day of March, 2009

¹ Memorandum and Order (Additional Administrative and Scheduling Information), February 23, 2009.

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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF NOTICE OF AVAILABILITY OF U.S. ARMY CORPS OF ENGINEERS WITNESSES," with attachments, have been served upon the following persons by Electronic Information Exchange this 6th day of March, 2009:

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