

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

Michael M. Gibson, Chairman  
Gary S. Arnold  
Randall J. Charbeneau

In the Matter of

SOUTH TEXAS PROJECT NUCLEAR  
OPERATING COMPANY

(South Texas Project Units 3 and 4)

Docket Nos. 52-012-COL and 52-013-COL

ASLBP No. 09-885-08-COL-BD01

October 14, 2009

NOTICE

(Regarding Oral Argument)

This is to notify all parties that the Board will hold oral argument on Friday, November 13, 2009, beginning at 9:30 a.m. EST in the ASLBP Hearing Room, located on the third floor of Two White Flint North, 11545 Rockville Pike, Rockville, Maryland. Oral argument will be heard on the Intervenor's new contentions, filed August 14, 2009.

Because the oral argument will address sensitive unclassified non-safeguards information (SUNSI), significant portions of the argument will be closed to the public. During all such closed portions, only certain individuals will be permitted to remain in the hearing room: representatives of the Intervenor who have signed a non-disclosure affidavit pursuant to the July 1, 2009, Protective Order issued in this proceeding; counsel for the Applicant and NRC Staff and relevant other persons as designated by Staff and Applicant; and members of the Licensing Board and its law clerks and support staff. If any party believes that additional arrangements are necessary to protect SUNSI from public disclosure during the oral argument

(e.g., requiring the court reporter to sign a non-disclosure affidavit), the Board should be notified of such proposed arrangements no later than October 16, 2009.

Upon arrival at the main entrance of the NRC headquarters Two White Flint North building on November 13, all representatives seeking to attend the conference shall be required to present photo identification and then undergo security screening. All non-NRC employees must be escorted to the hearing room by an authorized NRC employee. Because of the time required for the security procedures, all counsel should arrive no later than 9:00 a.m. EST on November 13, 2009 in order not to delay the conference.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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Michael M. Gibson  
CHAIRMAN

Rockville, Maryland  
October 14, 2009

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing NOTICE (REGARDING ORAL ARGUMENT) have been served upon the following persons by the Electronic Information Exchange.

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Docket Nos. 52-012-COL and 52-013-COL  
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[Original signed by Nancy Greathead]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 14<sup>th</sup> day of October 2009