

RAS K-72

Hearing Docket

From: Vinson, Anna L. [avinson@morganlewis.com]
Sent: Monday, March 08, 2010 7:29 PM
To: bredl@skybest.com; maryolson@main.nc.us; Klukan, Brett; Scott, Catherine; Sexton, Kimberly; Kahn, Zachary; Diane Curran (dcurran@harmoncurran.com); Harich, Patricia; atom.girl@mindspring.com; OCAAMAIL Resource; McDade, Lawrence; Trikouros, Nicholas; Farrar, Mike; Docket, Hearing
Cc: Matthews, Timothy P.; Silverman, Donald J.; Dealis W. Gwyn (dwgwyn@moxproject.com)
Subject: Docket No. 70-3098-MLA, Notice of Screening
Attachments: (64519508)_(1)_Notice of Screening.PDF; (64519490)_(1)_Notice of Screening.DOC

Dear Administrative Judges and Parties,

Please find attached for filing in Docket Number 70-3098-MLA a "Notice of Screening" and related letter.

Regards,

Anna Vinson
Counsel for Shaw AREVA MOX Services, LLC.

Anna L. Vinson
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, NW | Washington, DC 20004
Direct: 202.739.5881 | Main: 202.739.3000 | Fax: 202.739.3001
www.morganlewis.com
Assistant: Rhonda Rollerson | 202.739.5157 | rollerson@morganlewis.com

DOCKETED
USNRC

March 8, 2010 (7:29pm)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

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See Template See-049

DS-03

Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
Tel: 202.739.3000
Fax: 202.739.3001
www.morganlewis.com

Morgan Lewis
C O U N S E L O R S A T L A W

Jay M. Gutierrez
202-739-5466
jgutierrez@morganlewis.com

March 8, 2010

Mr. Stephen G. Burns
General Counsel and Designated Agency Ethics Official
U.S. Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, MD 20852

Re: NOTICE PURSUANT TO DISTRICT OF COLUMBIA BAR RULE 1.11

Dear Mr. Burns:

Morgan, Lewis & Bockius LLP (“The Firm”) hereby provides notice to you as the Designated Ethics Official for the U.S. Nuclear Regulatory Commission, of actions taken by the Firm pursuant to District of Columbia Bar Rule 1.11.

As you know, Karen D. Cyr joined the Firm as a Senior Counsel within our Firm’s Energy Practice, on January 4, 2010. Prior to joining the Firm, Ms. Cyr served as General Counsel in the Office of the General Counsel, U.S. Nuclear Regulatory Commission, and in that capacity, she has advised us, she participated personally and substantially (or may be perceived as having done so) in the following matters pending before the U.S. Nuclear Regulatory Commission, including its Atomic Safety and Licensing Boards in which the Firm has entered an appearance:

- Cogema Mining Inc. (Irigaray and Christensen Ranch Facilities), Docket No. 40-08502-MLR
- EnergySolutions, Inc. (Radioactive Waste Import/Export Licenses), Docket Nos. 110-05711 (Import) and 110-05710 (Export)
- Entergy Nuclear Operations, Inc. (Indian Point Nuclear Generating Units 2 and 3), Docket Nos. 50-247-LR and 50-286-LR
- Luminant Generation Company, LLC (Comanche Peak Nuclear Power Plant, Units 3 and 4), Docket Nos. 52-034-COL and 52-035-COL.

- Shaw AREVA MOX Services, LLC (Mixed Oxide Fuel Fabrication Facility Possession and Use License), Docket No. 70-3098
- South Carolina Electric and Gas Co. and South Carolina Public Service Authority (Also Referred to as Santee Cooper) (Virgil C. Summer Nuclear Station, Units 2 and 3), Docket Nos. 52-027-COL and 52-028-COL
- Southern Nuclear Operating Co. (Vogtle Electric Generating Plant, Units 3 and 4), Docket Nos. 52-025-COL and 52-026-COL
- South Texas Project Nuclear Operating Co. (South Texas Project Units 3 and 4), Docket Nos. 52-012-COL and 52-013-COL
- Tennessee Valley Authority (Bellefonte Nuclear Power Plant, Units 1 and 2), Docket Nos. 50-438-CP and 50-439-CP
- Tennessee Valley Authority (Bellefonte Nuclear Power Plant, Units 3 and 4), Docket Nos. 52-014-COL and 52-015-COL
- U.S. Department of Energy (High Level Waste Repository), Docket No. 63-001-HLW

In light of Ms. Cyr's involvement in these matters, the Firm has taken the following actions:

1. Ms. Cyr has been and will be screened from all participation in the foregoing matters. The Firm's File Room personnel have been instructed not to grant Ms. Cyr access to the files relating to these matters, and the applicable files have been or will be labeled accordingly. She will not share in any fees attributable to these matters. Moreover, Ms. Cyr has not revealed any information regarding the noted matters that she obtained while General Counsel in the NRC's Office of the General Counsel to anyone in the Firm.
2. The Firm has represented the above-described clients in the noted matters before Ms. Cyr joined the firm, as the Firm had a pre-existing Nuclear Energy Practice prior to the arrival of Ms. Cyr.

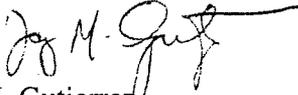
Mr. Stephen G. Burns
March 8, 2010
Page 3

Morgan Lewis
COUNSELORS AT LAW

I attest that all affiliated lawyers are aware of the requirement that Ms. Cyr be screened from participating in or discussing the above-noted matters and representation.

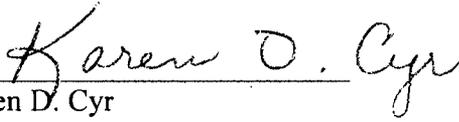
Copies of this Notice will be served on all of the participants in the above listed proceedings in which the Firm has entered an appearance.

Sincerely,



Jay M. Gutierrez
Morgan, Lewis & Bockius LLP

Pursuant to District of Columbia Bar Rule 1.11(d), I attest that I will not participate in any manner in the above-described matters or representations, will not discuss them with any partner, associate or of counsel at the Firm, and will not share in any fees for those matters or representations.



Karen D. Cyr

cc: C. D'Agostino
Annette Vietti-Cook, Secretary, U.S. NRC

In the Matter of)
)
SHAW AREVA MOX SERVICES, LLC)
)
(Mixed Oxide Fuel Fabrication Facility)
 Possession and Use License)
_____)

March 8, 2010

Docket No. 70-3098-MLA

ALSBP No. 07-856-02-MLA-BD01

NOTICE OF SCREENING

Notice is hereby given of the actions take by Morgan, Lewis & Bockius LLP (“The Firm”) pursuant to D.C. Rules of Professional Conduct 1.11 to screen Karen D. Cyr from the above-captioned proceeding. The actions taken by the Firm are described in the attached letter to Stephen G. Burns, General Counsel and Designated Agency Ethics Official, U.S. Nuclear Regulatory Commission.

Respectfully submitted,

/s/ Anna L. Vinson

Anna L. Vinson
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Phone: 202-739-5881
Fax: 202-739-3001

In the Matter of)	March 8, 2010
)	
SHAW AREVA MOX SERVICES, LLC)	
)	Docket No. 70-3098-MLA
)	
(Mixed Oxide Fuel Fabrication Facility)	
Possession and Use License)	ALSBP No. 07-856-02-MLA-BD01
_____)	

CERTIFICATE OF SERVICE

I hereby certify that on March 8, 2010, a copy of NOTICE OF SCREENING was served

by email on the following recipients:

Office of the Secretary
Rulemakings and Adjudications Staff
U.S. Nuclear Regulatory Commission
Mail Stop: 0-16C1
Washington, D.C. 20555-0001
(E-mail: hearingdocket@nrc.gov)

Michael C. Farrar, Chair
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-Mail: mcf@nrc.gov)

Dr. Nicholas G. Trikouros
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-mail: ngt@nrc.gov)

Lawrence G. McDade
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-Mail: lglm1@nrc.gov)

Office of Commission Appellate
Adjudication
Mail Stop: 0-16G4
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: OCAAMail@nrc.gov)

Glenn Carroll
Nuclear Watch South
P.O. Box 8754
Atlanta, GA 31106
(E-mail: atom.girl@mindspring.com)

Diane Curran
Harmon, Curran, Spielberg, & Eisenberg,
LLP
1726 M Street N.W., Suite 600
Washington, D.C. 20036
(E-mail: dcurran@harmoncurran.com)

Patricia Harich
ASLBP Program Analyst
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-mail: pah@nrc.gov)

Brett Klukan
Catherine L. Marco
Kimberly A. Sexton
Office of General Counsel
U.S. Nuclear Regulatory Commission
Mail Stop: 0-15 D21
Washington, DC 20555-0001
(E-mail: brett.klukan@nrc.gov,
catherine.marco@nrc.gov,
kimberly.sexton@nrc.gov)

Mary Olson
Nuclear Information & Resource Service
P.O. Box 7586
Ashville, N.C. 28802
(E-mail: maryolson@main.nc.us)

Zachary Kahn
Law Clerk
Atomic Safety and Licensing Board Panel
Mail Stop: T-3 E2B
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: zachary.kahn@nrc.gov)

Louis A. Zeller
Blue Ridge Environmental Defense League
P.O. Box 88
Glendale Springs, N.C. 28629
(E-mail: bredl@skybest.com)

Signed (electronically) by

/s/ Anna L. Vinson
Signed (electronically) by Anna L. Vinson
Anna L. Vinson
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
Phone: 202-739-5881
Fax: 202-739-3001
E-mail: avinson@morganlewis.com

Counsel for Shaw AREVA MOX Services, LLC

Received: from mail1.nrc.gov (148.184.176.41) by TWMS01.nrc.gov
(148.184.200.145) with Microsoft SMTP Server id 8.1.393.1; Mon, 8 Mar 2010
19:28:49 -0500

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19:28:45 -0500

From: "Vinson, Anna L." <avinson@morganlewis.com>

To: "bredl@skybest.com" <bredl@skybest.com>,

"maryolson@main.nc.us" <maryolson@main.nc.us>,

"Brett M. Klukan (Brett.Klukan@nrc.gov)" <Brett.Klukan@nrc.gov>,

"catherine.marco@nrc.gov" <catherine.marco@nrc.gov>,

"kimberly.sexton@nrc.gov" <kimberly.sexton@nrc.gov>,

"zachary.kahn@nrc.gov" <zachary.kahn@nrc.gov>,

"Diane Curran (dcurran@harmoncurran.com)" <dcurran@harmoncurran.com>,

"pah@nrc.gov" <pah@nrc.gov>,

"atom.girl@mindspring.com" <atom.girl@mindspring.com>,

"ocaamail@nrc.gov" <ocaamail@nrc.gov>,

"lgm1@nrc.gov" <lgm1@nrc.gov>,

"ngt@nrc.gov" <ngt@nrc.gov>,

"mcf@nrc.gov" <mcf@nrc.gov>,

"hearingdocket@nrc.gov" <hearingdocket@nrc.gov>

CC: "Matthews, Timothy P." <tmatthews@morganlewis.com>,

"Silverman, Donald J." <dsilverman@morganlewis.com>,

"Dealys W. Gwyn (dwgwyn@moxproject.com)" <dwgwyn@moxproject.com>

Date: Mon, 8 Mar 2010 19:28:44 -0500

Subject: Docket No. 70-3098-MLA, Notice of Screening

Thread-Topic: Docket No. 70-3098-MLA, Notice of Screening

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