

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
SOUTHERN NUCLEAR OPERATING COMPANY
Docket Nos. 52-025-COL and 52-026-COL

ASLBP No.10-903-01-COL-BD02

ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

Pursuant to delegation by the Commission dated December 29, 1972, published in the Federal Register, 37 Fed. Reg. 28,710 (1972), and the Commission's regulations, see 10 C.F.R. §§ 2.104, 2.300, 2.303, 2.309, 2.311, 2.318, and 2.321, notice is hereby given that an Atomic Safety and Licensing Board (Board) is being established to preside over the following proceeding:

SOUTHERN NUCLEAR OPERATING COMPANY
(Vogtle Electric Generating Plant, Units 3 and 4)

This proceeding arises from the August 12, 2010 submission of a request for admission of a new contention to challenge the application of Southern Nuclear Operating Company's application for a combined license for Vogtle Electric Generating Plant, Units 3 and 4, to be located in Burke County, Georgia. The request was submitted by the Blue Ridge Environmental Defense League, the Center for a Sustainable Coast, and Georgia Women's Action for New Directions for Clean Energy.¹

¹ On May 19, 2010, a Board that previously was established to adjudicate the contested portion of this proceeding granted summary disposition in favor of applicant, Southern Nuclear Operating Company, on the only admitted contention. Because that decision was not appealed to the Commission, and because the Commission did not take sua sponte review, the contested proceeding was terminated and the prior Board was divested of jurisdiction, thus necessitating the establishment of the instant Board to consider the August 12, 2010 submission. See Commission Order (Aug. 25, 2010) at 1 (unpublished); Licensing Board Memorandum (Referring Request to Admit New Contention to the Commission) (Aug. 17, 2010) at 2-3 (unpublished).

The Board is comprised of the following administrative judges:

G. Paul Bollwerk, III, Chairman
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Nicholas G. Trikouros
Atomic Safety and Licensing Board Panel
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Washington, D.C. 20555-0001

James F. Jackson
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Washington, D.C. 20555-0001

All correspondence, documents, and other materials shall be filed in accordance with the NRC E-Filing rule, which the NRC promulgated in August 2007 (72 Fed. Reg. 49,139).

/RA/

E. Roy Hawkens
Chief Administrative Judge
Atomic Safety and Licensing Board Panel

Issued at Rockville, Maryland,
this 27th day of August 2010.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
)
SOUTHERN NUCLEAR OPERATING COMPANY) Docket Nos. 52-025 and 52-026-COL
) ASLBP No. 10-903-01-COL-BD02
(Vogtle))
)
)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD** have been served upon the following persons by Electronic Information Exchange.

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DOCKET NOS. 52-025 AND 52-026-COL
ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

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Dated at Rockville, Maryland
this 27th day of August 2010.

[Original signed by Linda D. Lewis]
Office of the Secretary of the Commission