

Hearing Docket

From: Diane Curran [dcurran@harmoncurran.com]
Sent: Monday, August 30, 2010 7:09 PM
To: anna.jones@morganlewis.com; Klukan, Brett; Scott, Catherine;
dsilverman@morganlewis.com; elyman@ucsusa.org; atom.girl@mindspring.com;
bredl@skybest.com; Tucker, Katie; Sexton, Kimberly; McDade, Lawrence;
maryolson@main.nc.us; Farrar, Mike; Trikouros, Nicholas; Docket, Hearing; OCAAMAIL
Resource; Harich, Patricia; tmatthews@morganlewis.com
Subject: Filing in Plutonium MOX Operating License Proceeding
Attachments: 889 DC Intervenor Cover letter 8-30-10.pdf; 0889 DC Certificate of Service -- SUNSI
8-30-10.pdf

Dear ASLB and parties:

Attached please find the cover letter and certificate of service for Intervenor's Reply to SAMS and the NRC Staff regarding the admissibility of Intervenor's Contentions 9, 10, and 11. Because the document may be classifiable as SUNSI, Intervenor submitted it by Federal Express in accordance with the Board's Protective Order in this case.

Sincerely,
Diane Curran

Diane Curran
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1726 M Street NW, Suite 600
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(202)328-3500

**DOCKETED
USNRC**

August 31, 2010 (8:00a.m.)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF



August 30, 2010

BY FEDERAL EXPRESS
Michael C. Farrar, Chair
Dr. Nicholas G. Trikouros
Lawrence G. McDade
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
11535 Rockville Pike
Rockville, Maryland 20852

SUBJECT: *Filing in Operating Licensing Proceeding for Plutonium MOX
Fuel Fabrication Facility, Docket No. 70-3098*

Dear Administrative Judges:

On behalf of the Intervenors in this proceeding, I am enclosing Intervenors' Reply to Shaw MOX Areva Services' and NRC Staff's Responses to Contentions 9, 10 and 11 Regarding Shaw MOX Areva Services' Revised Fundamental Nuclear Material Control Plan. Copies have also been served on counsel for the parties, under the terms prescribed in the Atomic Safety and Licensing Board's ("ASLB's") Protective Order of December 31, 2008.

Please note that the attached Reply may contain Sensitive Unclassified Security Information ("SUNSI") and therefore should be protected from public disclosure. However, Intervenors intend to seek public disclosure of the document in the future.

Copies of this cover letter and the certificate of service are being sent by e-mail to the Board, the parties and the Secretary's office in order to ensure that they are recorded on the public docket.

Thank you for your consideration.

Sincerely,

Diane Curran

Cc: Service list

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD**

In the Matter of)

Shaw AREVA MOX Services)

(Mixed Oxide Fuel Fabrication Facility)
Possession and Use License))

Docket No. 70-3098-MLA

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

CERTIFICATE OF SERVICE

I certify that on August 20, 2010, copies of Intervenors' Reply to Shaw MOX Areva Services' and NRC Staff's Responses to Contentions 9, 10, and 11 Regarding' Revised Fundamental Nuclear Material Control Plan were served on the following parties by Federal Express, in conformance with the Atomic Safety and Licensing Board's Protective Order of December 31, 2008. I also certify that copies of the cover letter and certificate of service were sent by e-mail to the NRC's Rulemakings and Adjudications Staff in order to publicly record that the documents were filed.

Asst. for Rulemakings and Adjudications
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U.S. Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, Maryland 20852

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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, 30 Aug 2010
19:09:05 -0400

X-Ironport-ID: mail1

X-SBRS: None

X-MID: 21558258

X-fn: 889 DC Intervenors Cover letter 8-30-10.pdf,
0889 DC Certificate of Service -- SUNSI 8-30-10.pdf

X-IronPort-Anti-Spam-Filtered: true

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Received: from mail.harmoncurran.com ([173.13.203.242]) by mail1.nrc.gov with
ESMTP; 30 Aug 2010 19:09:04 -0400

Content-Class: urn:content-classes:message

MIME-Version: 1.0

Content-Type: multipart/mixed;

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X-MimeOLE: Produced By Microsoft Exchange V6.5

Subject: Filing in Plutonium MOX Operating License Proceeding

Date: Mon, 30 Aug 2010 19:09:04 -0400

Message-ID: <3A9F01B3843EC648A26775F2431967CCBB3BD9@HARMON.hcse.com>

X-MS-Has-Attach: yes

X-MS-TNEF-Correlator:

Thread-Topic: Filing in Plutonium MOX Operating License Proceeding

Thread-Index: ActImFcquuW/vWRIRemEv9ANHBDLTg==

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