

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Ronald M. Spritzer, Chairman
Dr. Gary S. Arnold
Dr. William W. Sager

In the Matter of

CALVERT CLIFFS 3 NUCLEAR PROJECT,
LLC, and UNISTAR NUCLEAR OPERATING
SERVICES, LLC

(Combined License Application for Calvert Cliffs
Unit 3)

Docket No. 52-016-COL

ASLBP No. 09-874-02-COL-BD01

June 24, 2011

ORDER

(Scheduling Oral Argument)

This serves as notice to the parties that the Board will hear oral argument in this proceeding on July 7, 2011, commencing at 10:00 am Eastern Daylight Time ("EDT"). The Board anticipates that the oral argument will conclude by 12:00pm EDT. At the oral argument, the issues to be discussed include: (1) the parties responses to the Board's April 18, 2011 Order (To show cause why the Board should not grant summary disposition as to Contention 1, deny authorization to issue the license, and terminate this proceeding); and (2) whether an evidentiary hearing should proceed on Contention 10C if the Board grants summary disposition as to Contention 1. The oral argument will be held in the Atomic Safety and Licensing Board Panel's Rockville Hearing Room, located on the third floor of Two White Flint North, 11545 Rockville Pike, Rockville, Maryland.

I. Designation of Representatives

On or before Thursday, June 30, 2011, the parties shall each provide the Board, by email sent to the Board's law clerk, Kirsten Stoddard (Kirsten.Stoddard@nrc.gov), the name(s) of their representative(s) for the oral argument. Only representatives who have entered an appearance in this proceeding and are designated by email to the Board's law clerk will be permitted to present oral argument.

II. Allocation of Argument Time

Argument time will be allotted to the Joint Intervenors, Applicants, and NRC Staff as set forth below. The State of Maryland, which has been permitted to participate in this proceeding as an interested State pursuant to 10 C.F.R. § 2.315(c), should notify the Board and other parties as soon as reasonably possible whether it plans on participating in the oral argument. Should the State of Maryland wish to present oral argument, the Board will amend this Order accordingly to allow sufficient time for the State to adequately represent its views on the issues.

As to the first issue described in the first paragraph of this order, the Joint Intervenors, the Applicant, and the NRC Staff shall each have 25 minutes of argument time. The parties may each reserve up to 5 minutes of their allotted time for rebuttal on that issue. As to the second issue, the parties shall each have 5 minutes of argument time. The Board will allow each party limited additional time for rebuttal on the second issue if appropriate.

As previously indicated, the Board anticipates that the oral argument will conclude no later than 12:00pm EDT. Nonetheless, the Board has reserved the Hearing Room for the entire day and the parties should be prepared to remain later if necessary to conclude the oral argument.

III. Use of Evidence

The parties are reminded that this oral argument is not an evidentiary hearing, and thus it is unnecessary for the parties' representatives to introduce evidence during the argument. The parties' representatives should advise the Board and the other parties in advance if they

plan on referring to any type of visual aid during the argument. Materials that are not already in the record before the Board may not be used during the argument.

IV. Additional Matters

Members of the public and representatives of the media are welcome to attend and observe this proceeding. However, signs, banners, posters, demonstrations and displays are prohibited in accordance with NRC policy.¹

All individuals attending the oral argument should enter at the security desk in the Two White Flint North Building, bring at least one form of government issued photo identification, and arrive early enough to pass through the NRC Headquarters security screening. Everyone whose name appears on the service list has been pre-registered with security. Any member of the public who is not on the service list will have to register at the service desk on the day of the oral argument. Attendees should not bring any unnecessary hand-carried items such as packages, backpacks, or other items that might need to be examined individually.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD²

/RA/

Ronald M. Spritzer, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
June 24, 2011

¹ See Procedures for Providing Security Support for NRC Public Meetings/Hearings, 66 Fed. Reg. 31,719 (June 12, 2001).

² Copies of this order were sent on this date by the agency's E-Filing system to the counsel/representatives for: (1) Joint Intervenors Nuclear Information and Resource Services, Beyond Nuclear, Public Citizen Energy Program, and Southern Maryland Citizens Alliance for Renewable Energy Solutions; (2) UniStar Nuclear Operating Services, LLC and Calvert Cliffs-3 Nuclear Project, LLC; (3) NRC Staff; and (4) State of Maryland.

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NUCLEAR REGULATORY COMMISSION

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AND UNISTAR NUCLEAR OPERATING)
SERVICES, LLC) Docket No. 52-016-COL
)
(Calvert Cliffs 3 Nuclear Project, LLC))
(Combined License))

CERTIFICATE OF SERVICE

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

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[Original signed by Evangeline S. Ngbea]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 24th day of June 2011