

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

THE ATOMIC SAFETY AND LICENSING BOARD

**Before Administrative Judges:
Michael C. Farrar, Chairman
Lawrence G. McDade
Dr. Nicholas G. Trikouros**

In the Matter of

SHAW AREVA MOX SERVICES, LLC

(Mixed Oxide Fuel Fabrication Facility
Possession and Use License)

December 21, 2011

Docket No. 70-3098-MLA

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

**UNOPPOSED MOTION FOR EXTENSION OF TIME
AND CONSIDERATION OF PREHEARING CONFERENCE DATE**

On November 16, 2011, this Atomic Safety and Licensing Board (“ASLB” or “Board”) held a teleconference with Nuclear Watch South, Blue Ridge Environmental Defense League, and Nuclear Information and Resource Service (collectively “Intervenors”), U.S. Nuclear Regulatory Commission Staff (“NRC Staff”), and Shaw AREVA MOX Services, LLC (“MOX Services”) (collectively “Parties”), to discuss a possible schedule for a hearing in the above-captioned proceeding. During that teleconference, the Board and Parties calculated an appropriate timeframe for the hearing, in part assuming that MOX Services received an extension of its deadline for filing its final statement of position and rebuttal testimony.¹ Specifically, counsel for MOX Services and Judge Farrar discussed a filing date for MOX Services’ final statement of position and rebuttal testimony of January 23, 2012, or “the week of

¹ See Tr. at 1014-1020.

January 23.”² MOX Services requested this extension because “MOX Services’ offices are . . . closed from December 26th through January 3rd.”³

Although neither the Board nor the Parties voiced any opposition to MOX Services’ request, the Board did not confirm an extended deadline during that teleconference.

Accordingly, MOX Services herein requests that the Board extend the deadline for filing MOX Services’ final statement of position and rebuttal testimony to January 24, 2012. MOX Services has consulted with the Intervenors and the NRC Staff, and neither opposes this Motion.

In addition, during the November 16 teleconference, the Board indicated a date for the Prehearing Conference of February 23, 2012.⁴ If the site visit is scheduled for February 22, 2012, MOX Services anticipates that the Board’s and Parties’ travel schedules may render a teleconference on February 23, 2012, difficult. Accordingly, MOX Services suggests that the Board schedule the Prehearing Conference for February 24, 2012. MOX Services has consulted with the Intervenors and NRC Staff on this matter as well, and both the Intervenors and the NRC Staff have indicated that this date is acceptable for the Prehearing Conference.

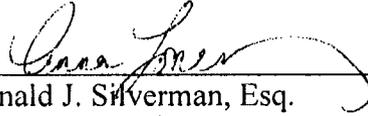
For the reasons stated herein, MOX Services respectfully requests that the Board extend the date for MOX Services’ filing of its final statement of position and rebuttal testimony to January 24, 2012, and consider a date for the Prehearing Conference of February 24, 2012.

² See Tr. 1018 and 1020.

³ Tr. at 1017.

⁴ See Tr. at 1020.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on December 21, 2011, copies of "Shaw AREVA MOX Services, LLC's Unopposed Motion for Extension of Time and Consideration of Prehearing Conference Date," were served upon the persons listed below by email and first class mail.

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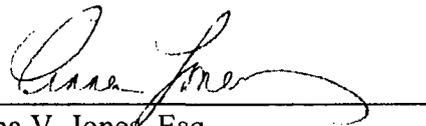
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Dated: 21 November 2011

Hearing Docket

From: Jones, Anna V. [anna.jones@morganlewis.com]
Sent: Wednesday, December 21, 2011 2:42 PM
To: Klukan, Brett; Scott, Catherine; Hair, Christopher; Lewman, Shelbie; Kirstein, Josh; 'Diane Curran'; Docket, Hearing; OCAAMAIL Resource; atom.girl@mindspring.com; maryolson@main.nc.us; bredl@skybest.com; McDade, Lawrence; Trikouros, Nicholas; Farrar, Mike
Cc: 'dwgwyn@moxproject.com'; Silverman, Donald J.; Matthews, Timothy P.
Subject: Docket No. 70-3098-MLA: Unopposed Motion for Extension of Time and Consideration of Pre-Hearing Conference Date
Attachments: (68734444)_ (1)_ Unopposed Motion for Extension of Time and Consideration of Prehearing Conference Date.PDF

Dear Administrative Judges and Counsel for Intervenors and NRC Staff,

Shaw AREVA MOX Services, LLC ("MOX Services") herein submits to the Atomic Safety and Licensing Board ("Board") and Parties its **Unopposed Motion for Extension of Time and Consideration of Prehearing Conference Date**. We are also providing hard copies via first class mail.

Sincerely,

Anna Vinson Jones

Counsel for MOX Services

Anna V. Jones

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December 21, 2011 (2:42 p.m.)

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Date: Wed, 21 Dec 2011 14:42:11 -0500

Subject: Docket No. 70-3098-MLA: Unopposed Motion for Extension of Time
and Consideration of Pre-Hearing Conference Date

Thread-Topic: Docket No. 70-3098-MLA: Unopposed Motion for Extension of
Time and Consideration of Pre-Hearing Conference Date

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