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

DOCKETED
USNRC

October 15, 2012 (1:15 p.m.)

Donald J. Silverman
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OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

October 15, 2012

VIA FIRST CLASS MAIL

Michael C. Farrar, Chair
Lawrence G. McDade, Administrative Judge
Nicholas Trikouros, Administrative Judge
Atomic Safety and Licensing Board
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

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Catherine Scott, Esq.
Office of General Counsel
Mail Stop O15-D21
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: Docket No. 70-3098-MLA: Shaw AREVA MOX Services, LLC's Supplemental Statement of Position on Contentions 9 and 11 and Response to Surreply

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 the parties hardcopies of its Supplemental Statement of Position on Contentions 9 and 11 and Response to Surreply, along with supporting exhibits and certificate of service. MOX Services' exhibits include Pre-Filed Direct Testimony In Response to Board's

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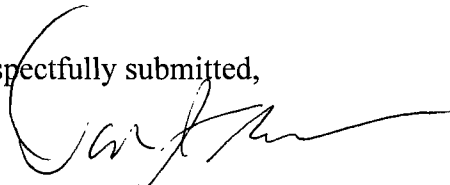
June 29, 2012 Memorandum and Order, offered by Ms. Sue King, Mr. Gary Bell, Mr. Gary Clark, and Ms. Martha Williams.

MOX Services also provides herein an electronic copy of this submittal to the Board and the Secretary of the Commission, in accordance with the Board's direction during the September 27, 2011 teleconference. The electronic copy, provided on one CD-ROM, contains sensitive information but does not contain UCNI.

Because the contents of this submittal contain security sensitive information, they should be withheld from public disclosure in accordance with 10 CFR § 2.390, and protected pursuant to the provisions of the July 26, 2011 Protective Order and Non-Disclosure Declaration. When separated from the enclosures, this transmittal document and certificate of service are decontrolled and may be recorded on the public docket.

Please contact me if you have any questions. Please contact Anna Jones, (202) 739-5881, anna.jones@morganlewis.com, to resolve any discrepancies in the document submittals, should they arise.

Respectfully submitted,



Donald J. Silverman

Enclosures

c: Secretary of the Commission
Joshua Kirstein
Shelbie Lewman
Dealis W. Gwyn

October 15, 2012

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Document Components

- 001 MOX Services' Transmittal Letter.pdf, 2477 KB
- 002 MOX Services' Supplemental Statement of Position.pdf, 980 KB, OUO
- 003 APPR30001.docx, 27 KB
- 004 APP000037.pdf, 1078 KB, OUO
- 005 APP000038.pdf, 785 KB
- 006 APP000039.pdf, 775 KB, OUO, SUNSI
- 007 APP000040.pdf, 614 KB, OUO, SUNSI

**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)

October 15, 2012

Docket No. 70-3098-MLA

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

CERTIFICATE OF SERVICE

I hereby certify that on October 15, 2012, copies of "Shaw AREVA MOX Services, LLC's Supplemental Statement of Position on Contentions 9 and 11 and Response to Surreply" and supporting exhibits were served upon the persons listed below by first class mail.

Secretary of the Commission¹
Rulemakings and Adjudications Staff
U.S. Nuclear Regulatory Commission
Mail Stop: 0-16 C1
Washington, D.C. 20555-0001

Michael C. Farrar, Chair²
Lawrence G. McDade
Dr. Nicholas G. Trikouros
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

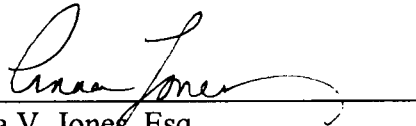
¹ Original and one electronic copy, in accordance with the Board's September 9, 2011 Order (Summarizing Determinations Related to August 31, 2011 Teleconference) at 5, and the Board's direction during the September 27, 2011 teleconference.

² Four copies and one electronic copy, in accordance with the Board's September 9, 2011 Order (Summarizing Determinations Related to August 31, 2011 Teleconference) at 4, and the Board's direction during the September 27, 2011 teleconference.

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Anna V. Jones, Esq.
Counsel for Shaw AREVA MOX Services, LLC

Dated: 15 October 2012

³ Three copies, in accordance with Section L of the July 26, 2011 Protective Order.

Docket, Hearing

From: Jones, Anna V. [anna.jones@morganlewis.com]
Sent: Monday, October 15, 2012 1:15 PM
To: 'Diane Curran'; Klukan, Brett; Scott, Catherine; Hair, Christopher; Kirstein, Josh; McDade, Lawrence; Simon, Marcia; Farrar, Mike; Trikourous, Nicholas; Docket, Hearing; OCAAMAIL Resource; Lewman, Shelbie
Cc: 'Gwyn, Dealis W.'; 'King, Sue'; Silverman, Donald J.
Subject: Docket No. 70-3098-MLA
Attachments: 001 MOX Services' Transmittal Letter.pdf

Dear Administrative Judges and Counsel for Intervenors and NRC Staff,

Shaw AREVA MOX Services, LLC ("MOX Services") today submits to the Atomic Safety and Licensing Board ("Board") and the parties, via first class mail, hardcopies of its Supplemental Statement of Position on Contentions 9 and 11 and Response to Surreply, along with supporting exhibits and certificate of service. MOX Services' exhibits include Pre-Filed Direct Testimony In Response to Board's June 29, 2012 Memorandum and Order, offered by Ms. Sue King, Mr. Gary Bell, Mr. Gary Clark, and Ms. Martha Williams.

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Please contact me if you have any questions or to resolve any discrepancies in the document submittals, should they arise.

Regards,

Anna Vinson Jones
Counsel for MOX Services

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