

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

November 1, 2012

ORDER

(Terminating the Adjudicatory Proceeding)

On August 30, 2012, the Board granted Summary Disposition in favor of Intervenors on Contention 1, holding that Applicants are ineligible to obtain a license because they fail to meet the requirements of Section 103(d) of the Atomic Energy Act, 42 U.S.C. § 2133(d), and 10 C.F.R. § 50.38.¹ The Board's August 30 Order further stated that the proceeding would be terminated 60 days after the issuance of the Order unless, within that time, Applicants provided information to show that they have changed their ownership situation so as to satisfy foreign ownership, control, and domination requirements.² Because no such information has been submitted to the Board and the sixty day period has expired, this proceeding is hereby terminated.

¹ LBP-12-19, 76 NRC __ (Aug. 30, 2012).

² Id. at __ (slip op. at 26).

Pursuant to 10 C.F.R. § 2.341(b), any party aggrieved by this Order may file a petition for review with the Commission within twenty-five (25) days of service.

It is so ORDERED.

THE ATOMIC SAFETY
AND LICENSING BOARD
/RA/

Ronald M. Spritzer, Chairman
ADMINISTRATIVE JUDGE
/RA/

Dr. Gary S. Arnold
ADMINISTRATIVE JUDGE
/RA/

Dr. William W. Sager
ADMINISTRATIVE JUDGE

Rockville, Maryland
November 1, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
CALVERT CLIFFS 3 NUCLEAR PROJECT, LLC.)
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 (Terminating the Adjudicatory Proceeding) (LBP-12-22), have been served upon the following persons by the Electronic Information Exchange or by electronic mail as indicated by an asterisk*.

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Docket Nos. 52-016-COL
ORDER (Terminating the Adjudicatory Proceeding) (LBP-12-22)

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[Original signed by Herald M. Speiser]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 1st day of November 2012