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May 17, 1995

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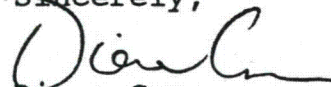
SUBJECT: Sequoyah Fuels Corporation, Decontamination and
Decommissioning Funding, Docket No. 40-8027

Dear Administrative Judges:

I am writing to convey the position of Intervenors, Native Americans for a Clean Environment and the Cherokee Nation, regarding the schedule for completion of discovery in this proceeding, as discussed in the Board's teleconference with the parties on Monday, May 15th. Intervenors do not oppose the proposed bifurcation of the hearing, in which the jurisdictional issue would be resolved before other issues. However, Intervenors are concerned about the extremely slow progress of the proceeding so far. Therefore, Intervenors propose that the Board take two additional steps to ensure that the proceeding goes forward more rapidly and efficiently.

First, the Board should establish a schedule which requires the completion of discovery on the jurisdictional issue by September 15, 1995, and the filing of summary disposition motions on that issue by October 27, 1995, which is six weeks later. The Board should extend the schedule only upon a showing of good cause by the requesting party. Second, in order to more closely monitor and supervise the progress of discovery, the Board should require the filing of monthly status reports (which may be prepared jointly) by the parties.

Sincerely,


Diane Curran

cc: Service list

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