August 22, 2014

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of	)	
	)	
Aerotest Operations, Inc.	)	Docket No. 50-228-LT
	)	
Aerotest Radiography and Research Reactor	)	ASLBP No. 14-931-01-LT-BD01

MOTION TO CORRECT TRANSCRIPT FROM AUGUST 12, 2014 HEARING

On August 12, 2014, a hearing was held in the above-captioned matter and a hearing transcript was issued for review on August 13, 2014.[1] As directed by the Presiding Officer, Aerotest Operations, Inc. and Nuclear Labyrinth, LLC (the "Companies") reviewed the transcripts and with the NRC Staff jointly submitted proposed transcript corrections.[2] During review of the transcript, Mr. Michael Anderson identified that he provided an incorrect answer to a question posed by Judge Hawkins because he misunderstood the question posed. The Companies hereby move to correct the transcript. This motion is supported by Mr. Anderson's Affidavit included as Attachment 1.

The particular question and response are provided in the transcript at page 75, lines 11-15:

> JUDGE HAWKENS: And at the time of the denial it was still uncertain when the reactor could return to service, in part because of the damaged fuel. Is that correct?
>
> MR. ANDERSON: I believe that's correct.

[1] Aerotest Operations, Inc. (Aerotest Radiography and Research Reactor) Official Transcript of Proceedings (August 12, 2014).

[2] Aerotest Operations, Inc. (Aerotest Radiography and Research Reactor) Joint Proposed Transcript Corrections (August 22, 2014).

Mr. Anderson understood the question to be related to the Staff' position on the return to service date. Based on that understanding, Mr. Anderson's answer at page 75, line 15 should have been: "I believe that is a correct statement of the Staff's position." The Companies respectfully request that this response be corrected as provided herein.

I hereby certify that I have consulted with the NRC Staff on this transcript correction and the NRC Staff stated that they object to this change and requested that a motion be submitted allowing them to respond on the record.

Respectfully Submitted

/signed electronically by/

Jay E. Silberg
Kimberly A. Harshaw

Counsel for
Aerotest Operations, Inc. and Nuclear Labyrinth, LLC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	Docket No. 50-228-LT
Aerotest Operations, Inc.	)	License No. R-98
	)	
(Aerotest Radiography and Research Reactor)	)	

CERTIFICATE OF SERVICE

I hereby certify that the foregoing "Motion to Correct Transcript from August 12, 2014 Hearing" has been served through the E-Filing system on the participants in the above-captioned proceeding this 22nd day of August 2014.

/Signed electronically by/

Kimberly A. Harshaw

ATTACHMENT 1

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of	)	
	)	
Aerotest Operations, Inc.	)	Docket No. 50-228-LT
	)	
Aerotest Radiography and Research Reactor	)	ASLBP No. 14-931-01-LT-BD01

AFFIDAVIT OF MICHAEL S. ANDERSON

1. I, Michael S. Anderson, state that in my review of the August 12, 2014 hearing transcript, I realized that I had misunderstood a question posed by Judge Hawkins and therefore provided an incorrect answer.

2. The particular question and response are provided at page 75, lines 11-15:

JUDGE HAWKENS: And at the time of the denial it was still uncertain when the reactor could return to service, in part because of the damaged fuel. Is that correct?

MR. ANDERSON: I believe that's correct.

3. During the hearing, I understood the question to be related to the Staff's position on the return to service date. Thus, my answer should have been: "I believe that is a correct statement of the Staff's position."

4. I request that the record be corrected to reflect the correct answer to the question asked as I understood it.

I, Michael S. Anderson, declare under penalty of perjury that my statements in this Affidavit are true and correct to the best of my knowledge and belief.

Executed in Accordance with 10 C.F.R. 2.304(d)

Michael S. Anderson
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Executed this 22nd day of August, 2014.