

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Charles Bechhoefer, Chairman
Dr. Richard F. Cole
Dr. Charles N. Kelber

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ADJ. CLERK

SERVED APR - 6 1999

In the Matter of

GARY ISAKOFF

Order Prohibiting Involvement
in NRC-Licensed Activities

Docket No. IA 98-006

ASLBP No. 99-765-02-EA

April 6, 1999

MEMORANDUM AND ORDER
(Granting Request for Hearing and
Scheduling Prehearing Conference)

Pending before this Atomic Safety and Licensing Board is the timely request of Mr. Gary Isakoff for a hearing with respect to the Order Prohibiting Involvement in NRC-Licensed Activities, dated February 24, 1999, published at 64 Fed. Reg. 11954 (March 10, 1999). The dispute concerns whether Mr. Isakoff should be prohibited from engaging in NRC-licensed activities for a period of one year from the effective date of the aforementioned Order or of our decision on Mr. Isakoff's appeal, whichever is later. (Mr. Isakoff's suspension is not currently in effect.)

Because Mr. Isakoff has a right to the hearing he requests (see 10 C.F.R. § 2.202(c)), his request for a hearing is granted. A Notice of Hearing will be issued in the near future. Parties to this proceeding are Mr. Isakoff

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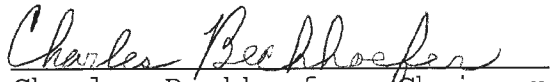
and the NRC Staff. As specified in the Order, the issue to be considered at the hearing is whether such Order should be sustained.

Please take notice that the Licensing Board will conduct a telephonic prehearing conference, for the purpose of defining further the matters in controversy, establishing schedules for discovery, and discussing other matters related to the hearing. The conference is scheduled for Wednesday, April 14, 1999, beginning at 10:00 a.m. EDT.

To assist the Licensing Board in its consideration of matters at issue in this proceeding, the NRC Staff is hereby requested, at its earliest convenience, to forward to members of the Licensing Board, and to Mr. Isakoff if he has not already received the material, copies of the Office of Investigations reports related to the investigations referenced in the Staff's Order, together with any inspection reports that may be pertinent. The Board should receive this material prior to the aforementioned prehearing conference.

IT IS SO ORDERED.

For the Atomic Safety and
Licensing Board


Charles Bechhoefer, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
April 6, 1999

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GARY ISAKOFF

(Order Prohibiting Involvement in
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Docket No.(s) IA-98-006

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB M&O-GRANT'G REQ. FOR HEAR'G have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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Dated at Rockville, Md. this
6 day of April 1999


Office of the Secretary of the Commission