

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Charles Bechhoefer, Chairman
Dr. Jerry R. Kline
Dr. Peter S. Lam

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OFFICE OF THE ATTORNEY GENERAL
FEDERAL BUREAU OF INVESTIGATION
ADJUSTMENT DIVISION

SERVED JUL 21 1998

In the Matter of

MAGDY ELAMIR, M.D.
Newark, New Jersey

Order Superseding Order
Prohibiting Involvement in
NRC-Licensed Activities
(Effective Immediately)

Docket No. IA 97-070

ASLBP No. 98-734-01-EA

July 21, 1998

MEMORANDUM AND ORDER
(Further Extension of Stay)

By our Memorandum and Order (Stay Pending Settlement Negotiations), dated June 23, 1998, we granted a stay jointly requested by Dr. Elamir and the NRC Staff to accommodate settlement negotiations between the parties. We directed the parties to file their agreement or, alternatively, advise that agreement could not be reached, by July 10, 1998.

On July 10, 1998, the parties filed a joint motion for extension of time until Friday, July 17, to reach final settlement. They advised that they had made substantial progress in their negotiations but have not yet succeeded in reaching an agreement and that additional time may well allow them to reach a final settlement. On July 13, 1998, we granted that joint request.

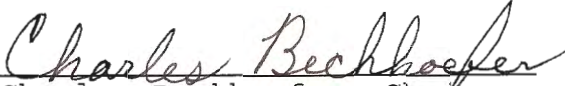
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On July 17, 1998, the parties filed a joint motion for a further extension of time, until July 31, 1998, to reach a final settlement. They again reported that they had made substantial progress in their negotiations but had not yet succeeded in reaching final agreement, and that additional time may well allow them to do so.

Commission rules provide, of course, for settlement in cases of this type. 10 C.F.R. § 2.203. Extension of the current stay to accommodate further negotiations thus appears to be appropriate. Accordingly, good cause having been demonstrated, the requested stay until July 31, 1998 is hereby granted. If the parties have not reached agreement by that time, we should again be so advised.

IT IS SO ORDERED.

For the Atomic Safety and
Licensing Board


Charles Bechhoefer, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
July 21, 1998

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

MAGDY ELAMIR, M.D.

(Superseding Order Prohibiting
Involvement in Licensed Activities)

Docket No.(s) IA 97-070

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB M&O (FURTHER EXT. OF STAY) 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
21 day of July 1998


Office of the Secretary of the Commission