

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

G. Paul Bollwerk, III, Chairman
Michael M. Gibson
Dr. Gary S. Arnold

In the Matter of

JAMES CHAISSON

(Enforcement Action)

Docket No. IA-14-025-EA

ASLBP No. 14-932-02-EA-BD01

March 31, 2015

MEMORANDUM AND ORDER
(Tentative Schedule for Evidentiary Hearing)

The 10 C.F.R. § 2.704(c)(1)(i) witness lists for both parties having been established,* the Licensing Board provides as Appendix A to this issuance a tentative schedule for the evidentiary hearing for this proceeding. Per the Board's previous discussions with the parties, this schedule incorporates the simultaneous filing of prefiled direct testimony followed by prefiled rebuttal testimony, along with position statements and any supporting documentary material, and, pursuant to section 2.704(c)(3), the submission of in limine motions seeking a Board ruling prior to the hearing on the admissibility of prefiled testimony and exhibits. See

* As the Board reiterated in its March 19 memorandum and order, petitioner James Chaisson had until March 20 to submit a filing providing the name/address and other appropriate supporting information regarding any individual for whom he believed the issuance of a subpoena would be appropriate. See Licensing Board Memorandum and Order (Allowing E-Mail Filing and Service by James Chaisson) (Mar. 19, 2015) at 2 n.1 (unpublished). Because Mr. Chaisson made no such filing, we will proceed with this case under the assumption that the only witness appearing at the behest of Mr. Chaisson will be himself. See Licensing Board Memorandum and Order (Memorializing March 11, 2015 Prehearing Conference) (Mar. 16, 2015) at 4 & n.3 (unpublished) [Board March 16 Order].

Board March 16 Order at 6; Licensing Board Memorandum and Order (Second Scheduling Order) (Feb. 27, 2015) at 6–7 (unpublished); Tr. at 252.

To provide the parties and the Board with the opportunity to discuss this schedule in more detail, as the Board noted in its March 16 memorandum and order, it will conduct a prehearing teleconference with the parties during the week of April 6, 2015. See Board March 16 Order at 7. During this conference, the parties should be prepared to talk about their availability to meet all the dates specified in Appendix A. Board law clerk Matthew Zogby will be contacting the parties in the near term with suggested dates/times for this conference, and the parties should be prepared to respond promptly regarding their availability.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

G. Paul Bollwerk, III, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland

March 31, 2015

APPENDIX A

Dated: 03/31/2015

EVIDENTIARY HEARING SCHEDULE -- James Chaisson (Enforcement Action) Proceeding

Event	Due Date
Position Statements/Prefiled Direct Testimony and Exhibits	May 1, 2015
In Limine Motions	May 8, 2015
Responses to In Limine Motions	May 15, 2015
Board Ruling on In Limine Motions	May 22, 2015
Response Statements/Prefiled Rebuttal Testimony and Exhibits	June 1, 2015
In Limine Motions	June 8, 2015
Responses to In Limine Motions	June 15, 2015
Board Ruling on In Limine Motions	June 22, 2015
Evidentiary Hearing	July 7-8, 2015
Proposed Findings of Fact/Conclusions of Law	Aug. 7, 2015
Reply Findings of Fact/Conclusions of Law	Aug. 21, 2015
Licensing Board Initial Decision	Oct. 30, 2015

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In the Matter of)
)
Mr. James Chaisson) IA-14-025-EA
)
(Enforcement Action))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **MEMORANDUM AND ORDER (Tentative Schedule for Evidentiary Hearing)** have been served upon the following persons by Electronic Information Exchange or via Electronic Mail where indicated by an asterisk.

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

Dated at Rockville, Maryland,
this 31st day of March, 2015