

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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USNRC

ATOMIC SAFETY AND LICENSING BOARD

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Before Administrative Judges:

Thomas S. Moore, Chairman
Thomas D. Murphy
Dr. Peter S. Lam

OFFICE OF SECRETARY
RULEMAKING AND
ADJUDICATION STAFF

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In the Matter of
SPECIAL TESTING LABORATORIES, INC.
(Bethel, Connecticut)

Docket No. 30-34318-EA

ASLBP No. 99-759-01-EA

January 8, 1999

Memorandum and Order

On December 23, 1998, the NRC Staff issued an immediately effective order suspending the material license of Special Testing Laboratories, Inc. That same date the Licensee requested a hearing and moved to set aside the immediate effectiveness order. On December 29, 1998, the Secretary of the Commission forwarded the hearing request to the Chief Administrative Judge for appropriate action and on that same day this Licensing Board was established to preside over the proceeding.

The Licensing Board held a telephone conference with the parties on December 30, 1998 and was informed that the parties had reached a tentative agreement to settle the immediate effectiveness aspect of the Staff's enforcement order. The parties further indicated that they needed additional time to finalize the agreement and requested that the Board take no

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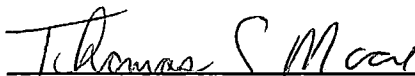
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action at the present time with respect to the immediate effectiveness aspect of the enforcement order. The Board then scheduled a second telephone conference for January 4, 1999.

At the second telephone conference, the parties informed the Board that they were still finalizing an agreement on the immediate effectiveness aspect of the enforcement order and that the settlement likely would take the form of an amended order by the Staff. The parties further informed the Board that they also would undertake discussions concerning the settlement of the entire proceeding and requested that the Board continue to take no action. The parties also agreed to report their progress toward settlement of the proceeding in another telephone conference. That telephone conference shall take place at 10:00 a.m., January 19, 1998.

It is so ORDERED.

For the Atomic Safety and
Licensing Board



Thomas S. Moore
Chairman

Rockville, Maryland
January 8, 1999

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

SPECIAL TESTING LABORATORIES, INC.

(Order Suspending License
(Effective Immediately))

Docket No.(s) 30-34318-EA

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB MEMORANDUM AND ORDER 1/8/99 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.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
Thomas S. Moore, Chairman
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555

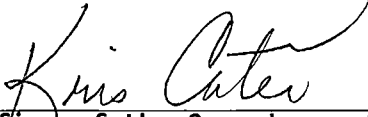
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Washington, DC 20555

Richard Speciale, President
Special Testing Laboratories, Inc.
P.O. Box 200
Bethel, CT 06801

Dated at Rockville, Md. this
8 day of January 1999


Office of the Secretary of the Commission