

DOCKETED  
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September 10, 1998

'98 SEP 10 P3:14

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

OFFICE OF SECRETARY  
RULEMAKING AND  
ADJUDICATIONS STAFF

Before Administrative Judges:  
Peter B. Bloch, Presiding Officer  
Thomas D. Murphy, Special Assistant

SERVED SEP 10 1998

In the matter of

HYDRO RESOURCES, INC.  
(2929 Coors Road  
Suite 101  
Albuquerque, New Mexico 87120)

Docket No. 40-8968-ML

Re: Leach Mining  
and Milling License

ASLBP No. 95-706-01-ML

NOTICE  
(Agenda)

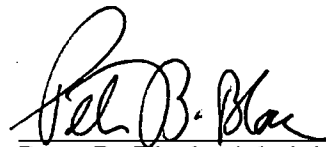
The proposed agenda for the scheduling conference is:

- I. Discussion of possible Modification of the Agenda (2.5 minutes per party)
- II. Introductory Statements (7 minutes per party)
  - A. General Position
  - B. Format Requirements for Filings
    1. Should the first section of each written filing be required to demonstrate a genuine issue of fact?
    2. Length limitations?
- III. Legal Arguments Concerning Bifurcation (4 minutes per party)
  - A. Definition
  - B. The *holding* of controlling cases, including the harm identified with bifurcation and how that harm is relevant here.

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- IV. Issues Affecting Churchrock Section 8 only (5 minutes per party)
  - A. What issues do you include in this category?
  - B. What schedule should be set for these issues?
  
- V. General issues that affect Churchrock Section 8 and other parts of the project as well. (8 minutes per party)
  - A. What issues do you include in this category?
  - B. What schedule should be set for these issues?
  
- VI. General issues that do not affect Churchrock Section 8 but that may be tried currently because they do not depend on additional empirical information that may be collected in the future. (8 minutes per party)
  - A. What issues do you include in this category?
  - B. What schedule should be set for these issues?
  
- VII. Issues that can be finally determined only after additional empirical information becomes available. (5 minutes per party)
  - A. What issues do you include in this category?
  - B. What schedule should be set for these issues?

For the purpose of this conference, SRIC and ENDAUM are one party. The Sams are one party. HRI is a party. And the Staff is a party. Parties wishing to share or cede time may do so.

  
\_\_\_\_\_  
Peter B. Bloch, Administrative Judge  
Presiding Officer

Rockville, Maryland

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of  
HYDRO RESOURCES, INC.

Docket No.(s) 40-8968-ML

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB NOTICE (AGENDA) DTD 9/10/98 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  
10 day of September 1998

  
Office of the Secretary of the Commission