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USNRC

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

'99 MAR 22 P3:03

BEFORE THE COMMISSION

OFFICE OF THE GENERAL COUNSEL  
REGULATORY AND  
ADJUDICATIVE STAFF

In the Matter )

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

) Docket No. 40-8968-ML  
)  
)  
)

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NRC STAFF'S RESPONSE  
TO ENDAUM'S AND SRIC'S PETITION FOR INTERLOCUTORY REVIEW

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John T. Hull  
Counsel for NRC Staff

March 22, 1999

SECY-EAD-006

20125

March 22, 1999

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NUCLEAR REGULATORY COMMISSION

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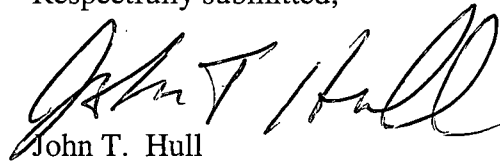
NRC STAFF'S RESPONSE  
TO ENDAUM'S AND SRIC'S PETITION FOR INTERLOCUTORY REVIEW

On March 12, 1999, Eastern Navajo Diné Against Uranium Mining (ENDAUM), and Southwest Research and Information Center (SRIC), requested the Commission to review orders of the Presiding Officer dated March 3, 1999, and March 9, 1999, and to stay this proceeding pending consideration of the review petition. The orders at issue regarded questions the Presiding Officer had on technical qualification issues, and required the Staff and licensee Hydro Resources, Inc. (HRI) to file answers thereto by March 15, 1999. The Staff and HRI filed their respective answers on March 15.

The Staff thus views the review petition as moot, since the requested stay was not issued prior to when Staff and HRI filed their answers. To the extent any issues were raised that have not since been mooted, the Staff agrees with the positions taken by HRI in its March 18, 1999, opposition to the review petition.

Accordingly, the Staff requests the Commission to deny the ENDAUM/SRIC March  
12 review petition.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John T. Hull". The signature is fluid and cursive, with the first name "John" and last name "Hull" clearly distinguishable.

John T. Hull  
Counsel for NRC Staff

Dated at Rockville, Maryland  
this 22nd day of March, 1999

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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OFFICE OF GENERAL COUNSEL  
RULEMAKING AND  
ADJUDICATIONS STAFF

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF'S RESPONSE TO ENDAUM'S AND SRIC'S PETITION FOR INTERLOCUTORY REVIEW" in the above-captioned proceeding have been served on the following by U.S. Mail, first class, or as indicated by a single asterisk through deposit in the Nuclear Regulatory Commission's internal mail system, or as indicated by double asterisks via e-mail and express mail this 22nd day of March, 1999:

Administrative Judge  
Peter B. Bloch\*  
Presiding Officer  
Atomic Safety and Licensing Board  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555  
FAX: 301-415-5595

Jep Hill, Esq.  
Jep Hill and Associates  
P.O. Box 2254  
Austin, Texas 78768-2254

Administrative Judge  
Thomas D. Murphy\*  
Special Assistant  
Atomic Safety and Licensing Board  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Richard F. Clement, Jr.  
President  
Hydro Resources, Inc.  
2929 Coors Road  
Suite 101  
Albuquerque, New Mexico 87120

Diane Curran, Esq.\*\*  
Harmon, Curran, Spielberg,  
& Eisenberg, L.L.P.  
2001 S Street, N.W., Suite 430  
Washington, D. C. 20009

Mitchell W. Capitan, President  
Eastern Navajo-Diné Against  
Uranium Mining  
P.O. Box 471  
Crownpoint, New Mexico 87313

Douglas Meiklejohn, Esq.\*\*  
Johanna Matanich, Esq.  
New Mexico Environmental  
Law Center  
1405 Luisa Street, Suite 5  
Santa Fe, New Mexico 87505  
FAX: 505-989-3769

W. Paul Robinson  
Chris Shuey  
Southwest Research  
and Information Center  
P. O. Box 4524  
Albuquerque, New Mexico 87106

Anthony J. Thompson, Esq.\*\*  
Counsel for Hydro Resources, Inc.  
Shaw, Pittman, Potts & Trowbridge  
2300 N Street, N.W.  
Washington, D. C. 20037-1128  
FAX: 202-663-8007

Roderick Ventura\*\*  
Samuel D. Gollis  
DNA - People's Legal Services, Inc.  
P. O. Box 306  
Window Rock, Arizona 86515  
FAX: 520-871-5036

Office of Commission Appellate  
Adjudication\*  
Mail Stop: OWFN-16 C-1  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Adjudicatory File\* (2)  
Atomic Safety and Licensing Board  
Mail Stop: T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Atomic Safety and Licensing Board  
Panel\*  
Mail Stop: T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Secretary\* (16)  
Attn: Rulemakings and  
Adjudications Staff  
Mail Stop: OWFN-16 C1  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

  
John T. Hull  
Counsel for NRC Staff