

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Paul S. Ryerson, Chairman
Dr. Gary S. Arnold
Dr. Sue H. Abreu

In the Matter of

TENNESSEE VALLEY AUTHORITY

(Clinch River Nuclear Site Early Site Permit
Application)

Docket No. 52-047-ESP

ASLBP No. 17-954-01-ESP-BD01

August 8, 2017

NOTICE AND ORDER

(Scheduling and Providing Instructions for Oral Argument)

Pending before the Board are two requests for a hearing and petitions to intervene submitted on June 12, 2017: one by the Southern Alliance for Clean Energy (SACE) and the Tennessee Environmental Council (TEC), and another by the Blue Ridge Environmental Defense League (BREDL). The petitions challenge the Tennessee Valley Authority's (TVA's) Early Site Permit application for two small modular reactors at Clinch River Nuclear site in Oak Ridge, Tennessee.

Oral argument concerning the sufficiency and timeliness of petitioners' pleadings will be held on Tuesday, September 12, 2017 at 9:30 AM EDT. The Board will conduct the argument in the Atomic Safety and Licensing Board Panel's hearing room, located at the Nuclear Regulatory Commission's headquarters. The designated representatives of SACE/TEC, BREDL, TVA, and the NRC Staff (collectively "participants") may participate either in-person or remotely by telephone or online video conference. The Board's law clerk, Kimberly Hsu, will contact participants wishing to participate remotely to provide technology requirements and dial-in information.

The primary purpose of this oral argument is for the Board to ask questions and receive answers. Participants should not expect to repeat arguments already presented in their written filings. The argument is not an evidentiary hearing, and the participants therefore should not attempt to introduce evidence during the argument.

Before asking its questions, the Board will permit brief opening statements (not to exceed ten minutes each) from the designated representatives of the participants in the following order: (1) SACE/TEC; (2) BREDL; (3) TVA; and (4) the NRC Staff. No witnesses, other representatives of the participants, or members of the public will be heard during the argument.

The public is welcome to attend and observe. All members of the public attending in person must present a valid photo ID and should arrive at least 20 minutes early at 11555 Rockville Pike, Rockville, Maryland, 20852 to allow sufficient time to pass through security screening. Neither signs nor any manner of demonstration will be permitted in the hearing room. Members of the public who wish to listen to the argument by telephone should contact Ms. Hsu (301-415-5939 or Kimberly.Hsu@nrc.gov) no later than Friday, September 8, 2017.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Paul S. Ryerson, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
August 8, 2017

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
TENNESSEE VALLEY AUTHORITY) Docket No. 52-047-ESP
)
(Early Site Permit Application)
for Clinch River Nuclear Site))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **NOTICE AND ORDER (Scheduling and Providing Instructions for Oral Argument)** have been served upon the following persons by Electronic Information Exchange.

U.S. Nuclear Regulatory Commission
Office of Commission Appellate Adjudication
Mail Stop O-16B33
Washington, DC 20555-0001
E-mail: ocaamail@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop O-16B33
Washington, DC 20555-0001
E-mail: hearingdocket@nrc.gov

U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop T-3F23
Washington, DC 20555-0001
Paul S. Ryerson, Chairman
Dr. Gary S. Arnold, Administrative Judge
Dr. Sue H. Abreu, Administrative Judge
Kimberly C. Hsu, Law Clerk
E-mail: paul.ryerson@nrc.gov
Gary.Arnold@nrc.gov
Sue.Abreu@nrc.gov
kimberly.hsu@nrc.gov

Counsel for Intervenor, BREDL:
Louis Zeller, Esq.
P.O. Box 88
Glendale Springs, NC 28629
E-mail: bredl@skybest.com

U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop O-14A44
Washington, DC 20555-0001
Ann Hove, Esq.
David Roth, Esq.
Susan Vrahoretis, Esq.
Anthony Wilson, Esq.
E-mail: ann.hove@nrc.gov
david.roth@nrc.gov
susan.vrahoretis@nrc.gov
anthony.wilson@nrc.gov

OGC Mail Center
OGCMailCenter@nrc.gov

Counsel for Licensee, Tennessee Valley
Authority:
Christopher Chandler, Esq.
Blake Nelson, Esq.
Tennessee Valley Authority
400 W. Summit Hill Drive, WT 6A-K
Knoxville, TN 37902
E-mail: ccchandler0@tva.gov
bjnelson@va.gov

Counsel for Intervenor, SACE and TEC:
Diane Curran, Esq.
Harmon Curran Spielberg & Eisenberg LLP
1725 DeSales St., N.W., Ste. 500
Washington, DC 20036
E-mail: dcurran@harmoncurran.com

Dated at Rockville, Maryland,
this 8th day of August, 2017

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