

14604

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

FILED  
JAN 19 1994

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD P3:05

In the Matter of )  
 )  
ADVANCED MEDICAL SYSTEMS, INC. )  
One Factory Row )  
Geneva, Ohio 44041 )

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
Docket No. 30-16055-CP  
(Civil Penalty)

SERVED JAN 19 1994

MOTION FOR EXTENSION OF TIME TO PURSUE SETTLEMENT

By order dated December 14, 1993, the Atomic Safety and Licensing Board (Board) directed the NRC staff (Staff) to file a motion in this proceeding concerning violation 2 of the civil penalty order dated May 30, 1989, remanded to the Board by the Commission for reconsideration. As set out below, the Staff (Staff) moves that the Board allow the Staff and Advanced Medical Systems, Inc. (AMS) an extension of time to February 15, 1994 to complete ongoing discussions concerning settlement of the proceeding.

DISCUSSION

By Memorandum and Order, CLI-93-22,<sup>1</sup> the Commission affirmed in part, and reversed and remanded in part, the Licensing Board's decision dated March 19, 1991.<sup>2</sup> The Commission affirmed the Licensing Board's grant of the Staff's motion for summary disposition regarding three violations underlying the imposition of a civil penalty (Nos. 1, 3, and 4), reversed summary disposition of the matters concerning one violation

<sup>1</sup> *Advanced Medical Systems, Inc.* (One Factory Row, Geneva, Ohio 44041), CLI-93-22, 38 NRC \_\_ (September 30, 1993).

<sup>2</sup> LBP-91-9, 33 NRC 212 (1991).

GRANTED  
For the Licensing Board

DSON

9401260047 940119  
PDR ADOCK 03016055  
C PDR

*R. M. Lutz*  
Administrative Judge  
January 14, 1994

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of  
ADVANCED MEDICAL SYSTEMS, INC.

Docket No.(s) 30-16055-CIVP

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing GRANT OF STAFF MOTION 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  
Robert M. Lazo, Chairman  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Ernest E. Hill  
Hill Associates  
210 Montego Drive  
Danville, CA 94526

Administrative Judge  
Harry Foreman  
1564 Burton Avenue  
St. Paul, MN 55108

Colleen P. Woodhead, Esq.  
Office of the General Counsel  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

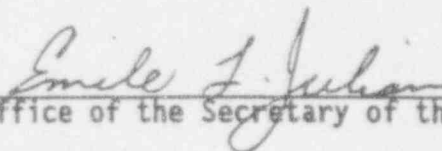
Sherry J. Stein, Esq.  
131 North Eagle Street  
Geneva, OH 44041

Janet G. Aldrich, Esq.  
9309 Colesville Road  
Silver Spring, MD 20901

S. S. Stein  
President  
Advanced Medical Systems, Inc.  
1020 London Road  
Cleveland, OH 44110

Docket No.(s)30-16055-CIVP  
GRANT OF STAFF MOTION

Dated at Rockville, Md. this  
19 day of January 1994

  
Office of the Secretary of the Commission