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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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USNRC

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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In the Matter of

LOUISIANA ENERGY SERVICES, L.P.

Docket No. 70-3070-ML

(Claiborne Enrichment Center)

PARTIES' JANUARY 18, 1994, JOINT PROGRESS REPORT

I. INTRODUCTION

This (tenth) joint progress report responds to the Licensing Board's request in its May 7, 1992, Memorandum and Order (Memorializing Prehearing Conference), ASLBP No. 91-641-02-ML, that "the parties should provide the Board with a [bimonthly] joint progress report on their activities for meeting the prehearing schedule." This report has been reviewed, and found acceptable, by NRC Staff Counsel, Citizens Against Nuclear Trash (Intervenor), and Louisiana Energy Services, L.P. (Applicant).

At the May 5, 1992, Prehearing Conference, Applicant offered to arrange a visit of comparable Urenco facilities in Europe by the Licensing Board and representatives of the parties. The Licensing Board suggested that a site visit would be premature at that time, but that any of the parties could raise the matter when appropriate.^{1/} Applicant again raises the matter and requests the Licensing Board to consider whether such a visit

1/ "Memorandum and Order (Memorializing Prehearing Conference)," dated May 7, 1992, at 5.

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would be appropriate given the current stage of the licensing proceeding. If the Licensing Board wishes to go forward on this matter, Applicant requests a prehearing conference by telephone to discuss necessary arrangements and positions of the NRC staff and parties.

Intervenor objects to a site visit. If a site visit is planned, however, Intervenor believes its representatives should be in attendance, but points out that it does not have the financial means to pay for such a visit.

II. LICENSE APPLICATION STATUS

The NRC staff issued the Draft Environmental Impact Statement (DEIS) on November 17, 1993. Comments are due on January 25, 1994.

The following information submittals and issues related to completion of the NRC staff's Safety Evaluation Report (SER) have occurred recently. There are no outstanding issues related to completion of the NRC staff's SER, i.e., all updates to the License Application (LA) and associated Reports and Plans are complete, and no NRC staff questions remain to be answered. Applicant plans no further updates.

- A. Applicant submitted revised sections of the Safety Analysis Report (SAR), Environmental Report (ER), and Proposed

License Conditions (PLCs) to the NRC staff on December 3 and 17, 1993, to make minor corrections and to resolve inconsistencies.

- B. The NRC staff approved Applicant's Fundamental Nuclear Material Control (FNMC) Plan on December 14, 1993.
- C. Because of a change in the ownership structure of one of Applicant's partners, Applicant submitted to the NRC staff on January 7, 1994, revised sections of the SAR, ER and LA.
- D. On January 17, 1994, Applicant submitted revised sections of the PLCs to the NRC staff to resolve minor inconsistencies.

III. STAFF DOCUMENTS AND HEARING SCHEDULE

The NRC staff's projected publication date for the SER remains unchanged from that reported in the July 15, 1993, Joint Progress Report: January 28, 1994. The DEIS was made available by the NRC staff on November 17, 1993. Intervenor received a copy the following week when the notice of availability was published in the Federal Register, starting the 45-day comment period. In response to a number of requests, the NRC staff extended the comment period by an additional 15 days, to end on January 25, 1994.

The publication date of the Final EIS, which will follow the DEIS publication date by about nine months, remains August 30, 1994, but could change depending on the DEIS comments received.

Based on these projected dates and the Board's schedule from the May 7, 1992, Memorandum and Order, the following schedule remains unchanged:

- Discovery on technical issues will end March 25, 1994 (8 weeks following issuance of SER);
- Prefiled testimony on technical issues is due May 20, 1994 (8 weeks following end of discovery);
- The hearing on technical issues will start June 10, 1994 (3 weeks following filing of prefiled testimony);
- Discovery on environmental issues will end October 25, 1994 (8 weeks following issuance of FEIS);
- Prefiled testimony on environmental issues is due December 6, 1994 (6 weeks following end of discovery); and
- The hearing on environmental issues will start December 27, 1994 (3 weeks following filing of prefiled testimony).

IV. DISCOVERY

Discovery activity involves Intervenor's responses to Applicant's Interrogatories served on Intervenor August 11, 1992, and remains unchanged from the July 15, 1993, Joint Progress Report. Subject to the Licensing Board's Corrected Order of February 22, 1993, Intervenor must answer a number of Applicant's Interrogatories within 60 days prior to the applicable deadlines for discovery (at the time of the Order, September 3, 1993, for

technical issues and July 11, 1994, for environmental issues). Under the current schedule, discovery on technical issues is set to end on March 25, 1994; therefore, answers to these issues are due on January 24, 1994.

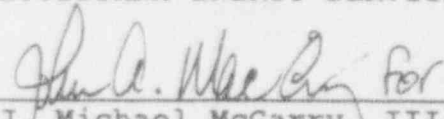
V. CONTENTIONS

On January 18, 1994, Intervenor filed three new contentions on environmental issues. Otherwise, the status of Intervenor's Contentions has not changed since the January 15, 1993, Progress Report and is omitted from this report. A complete list of contentions, including the new contentions, will be provided in the next progress report.

VI. CONCLUSION

The parties will submit another progress report on March 15, 1994.

LOUISIANA ENERGY SERVICES, L.P.



J. Michael McGarry, III

WINSTON & STRAWN,
ATTORNEYS FOR LOUISIANA ENERGY
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January 18, 1993

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NUCLEAR REGULATORY COMMISSION

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LOUISIANA ENERGY SERVICES, L.P.
(Claiborne Enrichment Center)

Docket No. 70-3070

OFFICE OF GENERAL COUNSEL
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CERTIFICATE OF SERVICE

I hereby certify that copies of "Parties' January 18, 1994, Joint Progress Report" have been served on the following by deposit in the United States Mail, first class, this 18th day of January, 1994:

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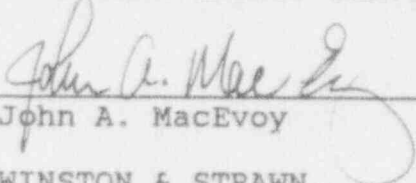
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