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UNITED STATES  
NUCLEAR REGULATORY COMMISSION

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In the Matter of )

Innovative Weaponry, Inc. )  
Albuquerque, New Mexico )

Docket No. 030-30266 - HP  
License No. 30-23697-01E  
EA 96-170

REQUEST FOR EXTENSION OF TIME

On June 26, 1996, the Commission issued an Order in this matter requiring that within 15 days of the Order date, licensee particularize the bases for its contentions set out in a Request for Hearing dated June 14, 1996. Subsequently, licensee requested and was given an extension of time until August 2, 1996 because of an outstanding and unresolved FOIA request for information vital to licensee's case.

That FOIA request along with a request for waiver of fees is still under consideration. Even if favorably resolved in the near future, it would take considerable time to analyze and evaluate what is likely to be a voluminous record. If not favorably resolved, the appeal process may take an appreciable time as well.

Moreover, IWI counsel has a long standing commitment for the last week of August to assist in a Seminar on the Legal Aspects of the Safe Management of Radioactive Waste and Decommissioning. The seminar is being conducted by the OECD Nuclear Energy Agency in Cernavoda, Romania, to assist eastern bloc countries in addressing radiological issues concerning the improvement of health, safety and the environment. IWI counsel is a key representative from the United States and is charged with several program responsibilities.

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In addition, IWI counsel must also meet with an international organization on radioactive waste management in Brussels, Belgium during the second week in September. This commitment, too, is long standing.

In these circumstances, IWI counsel requests a further extension of time until September 20, 1996 to particularize the bases for licensee's contentions. NRC counsel has agreed to this request provided licensee agrees to remain in compliance with the May 15, 1996 Confirmatory Order during the pendency of this matter. (See Attachment A). Licensee so agrees.

A handwritten signature in dark ink, appearing to read "James R. Tourtellotte", is written over a horizontal line.

James R. Tourtellotte  
Attorney-at-Law  
IWI Counsel