

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

G. Paul Bollwerk, III, Chairman  
Dr. Sue H. Abreu  
Dr. Gary S. Arnold

In the Matter of

SOUTHERN NUCLEAR OPERATING  
COMPANY, INC.

(Vogtle Electric Generating Plant, Unit 3)

Docket No. 52-025-LA-3

ASLBP No. 20-967-03-LA-BD01

June 16, 2020

MEMORANDUM AND ORDER  
(Establishing Initial Prehearing Conference Schedule)

In response to the Licensing Board's June 8, 2020 memorandum and order,<sup>1</sup> the participants to this proceeding provided the Licensing Board with a June 15, 2020 joint e-mail specifying the dates and times they would be available for a telephonic oral argument in this license amendment application proceeding regarding Vogtle Unit 3. After reviewing the participants' scheduling information, the Board has decided to convene an initial prehearing conference on Wednesday, July 1, 2020, beginning at 10:00 a.m. Eastern Time (ET). The Board will provide applicant Southern Nuclear Operating Co., Inc. (SNC), the NRC Staff, and petitioners Blue Ridge Environmental Defense League and its chapter Concerned Citizens of

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<sup>1</sup> See Licensing Board Memorandum and Order (Regarding Initial Prehearing Conference Scheduling and Procedures) (June 8, 2020) at 1–2 (unpublished) [hereinafter Board Scheduling and Procedures Order].

Shell Bluff (collectively BREDL) with the information needed to connect the speaking (leader) lines that will allow their designated representatives to participate. In addition, members of the public wanting to hear the argument can connect to a toll-free listen-only line by dialing 888-566-5903 and entering passcode 2416062, followed by the “#” sign. The oral argument will be transcribed, and the transcript will be placed in the agency’s Electronic Hearing Docket as soon as it is available.

The Board notes that in response to the Board’s June 8 issuance,<sup>2</sup> petitioner BREDL requested four speaking (leader) lines. However, only its primary representative, Louis Zeller, has entered a notice of appearance authorizing him to speak as a BREDL representative.<sup>3</sup> The Board would like to clarify that before the other three individuals can be authorized to speak on BREDL’s behalf, each must enter a notice of appearance as well, which each should do on or before Monday, June 22, 2020.

The oral argument will be conducted in accordance with the protocols outlined in our June 8, 2020 issuance.<sup>4</sup> The Board anticipates discussing with the participants the subjects of BREDL’s standing to intervene and the admissibility of BREDL’s two proffered contentions, as

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<sup>2</sup> See id. at 2.

<sup>3</sup> See Notice of Appearance for Louis A. Zeller (May 8, 2020).

<sup>4</sup> See Board Scheduling and Procedures Order at 2–4.

well as the issue raised by BREDL concerning its access to documents relevant to the SNC license amendment request at issue in this proceeding.<sup>5</sup>

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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G. Paul Bollwerk, III, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland

June 16, 2020

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<sup>5</sup> With regard to the document access issue, the Board advises the participants that it may reference the following publicly available NRC Staff documents: Letter from Cayetano Santos, Project Manager, Vogtle Project Office, NRC Office of Nuclear Reactor Regulation (NRR) to Brian H. Whitley, Director, Regulatory Affairs, SNC (Feb. 21, 2020) (letter embedded in e-mail from Cayetano Santos to Yasmeen N. Afafeh & Brian Whitley (Feb. 21, 2020 8:37 ET)) (ADAMS Accession No. ML200052H043); NRR, NRC, NRR Office Instruction LIC-109, Acceptance Review Procedures (rev. 2 Jan. 16, 2017) (ADAMS Accession No. ML16144A521); NRR, NRC, NRR Office Instruction LIC-111, Regulatory Audits (rev. 1 Oct. 31, 2019) (ADAMS Accession No. ML19226A274); NRR, NRC, NRR Office Instruction LIC-111, Regulatory Audits (Dec. 28, 2008) (ADAMS Accession No. ML082900195).

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In the Matter of )  
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Southern Nuclear Operating Company ) Docket No. 52-025-LA-3  
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(Vogtle Electric Generating Plant, Unit 3) )  
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **MEMORANDUM AND ORDER (Establishing Initial Prehearing Conference Schedule)** have been served upon the following persons by Electronic Information Exchange.

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**MEMORANDUM AND ORDER (Establishing Initial Prehearing Conference Schedule)**

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Dated at Rockville, Maryland,  
this 16<sup>th</sup> day of June 2020.

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Office of the Secretary of the Commission