

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

Before Administrative Judges:

Paul S. Ryerson, Chairman
E. Roy Hawkens
Dr. Sue H. Abreu

In the Matter of

TENNESSEE VALLEY AUTHORITY

(Enforcement Action)

Docket Nos. EA-20-006 and EA-20-007

ASLBP No. 21-969-01-EA-BD01

December 11, 2020

Order
(Scheduling Initial Prehearing Conference)

The Board will conduct an initial prehearing conference, by telephone, on Thursday December 17, 2020 at 2:00 PM EST.

In preparation, the parties should review the December 9, 2020 Initial Scheduling Order in the Joseph Shea enforcement proceeding.¹ Except for matters pertaining to the pending Commission review in that case (which do not apply to this proceeding), the parties should be prepared to discuss, in the context of this case, each of the subjects addressed in the Shea Order.

In addition, the parties should consider how the procedural schedule in the Shea Order should affect scheduling this proceeding. In particular, is there a reason why this case could not be heard first? Is this case likely to be appropriate for resolution on summary disposition? If

¹ Licensing Board Order (Initial Scheduling Order), Joseph Shea (Order Prohibiting Involvement In NRC-Licensed Activities, Immediately Effective), No. IA-20-008-EA (Dec. 9, 2020) (unpublished) [hereinafter Shea Order].

not, would it be most efficient to proceed directly to an evidentiary hearing shortly after the close of discovery?

The parties are encouraged to discuss and try to reach agreement on these issues, insofar as practicable.

The Board's law clerk will contact the parties with information on how to access the telephone conference. Listen-only telephone access will also be made available to members of the public and the press. Contact information for listen-only access may be obtained from the Board's law clerk, Ian Curry, at Ian.Curry@nrc.gov.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Paul S. Ryerson, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
December 11, 2020

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
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TENNESSEE VALLEY AUTHORITY) Docket Nos. EA-20-006 and 20-007-EA
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CERTIFICATE OF SERVICE

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

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TENNESSEE VALLEY AUTHORITY
Docket Nos. EA-20-006 and 20-007-EA
ORDER (Scheduling Initial Prehearing Conference)

On behalf of Erin Henderson and
Tennessee Valley Authority

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Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 11th day of December 2020.