

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

Before Administrative Judges:

Ronald M. Spritzer, Chairman
Dr. Gary S. Arnold
Nicholas G. Trikouros

In the Matter of
CAMMENGA AND ASSOCIATES, LLC
(Denial of License Amendment Requests)

Docket No. 030-38679-LA
ASLBP No. 21-972-01-LA-BD01
September 30, 2021

ORDER
(Scheduling Conference)

In accordance with 10 C.F.R. §§ 2.329 and 2.333, the Board will conduct a scheduling conference on Tuesday, October 12, 2021 at 11:00 AM EDT for the purpose of discussing scheduling and administrative details concerning the upcoming evidentiary hearing. Among the issues to be discussed are:

1. Should the hearing be conducted in the ASLBP's hearing room or virtually?
2. The schedule and format for submitting pre-filed written testimony and exhibits. The Board proposes the following schedule for the parties' consideration:
 - a. The parties' statements of position and their initial testimony and exhibits would be filed simultaneously within thirty days of the Board's scheduling order, which would be issued shortly after the scheduling conference.
 - b. Thirty days after the filing of the initial testimony and exhibits, the parties would simultaneously file their rebuttal testimony and exhibits.

- c. The evidentiary hearing would begin thirty days after the filing of the parties' rebuttal testimony and exhibits. The Board anticipates that the evidentiary hearing would take one day.
 - d. The parties would simultaneously file their proposed findings of fact and conclusions of law within thirty days of the receipt of the transcript of the evidentiary hearing.
 - e. The Board would issue its decision within 30 days of receipt of the parties' proposed findings of fact and conclusions of law.
3. The Board expects the parties to file stipulations prior to the evidentiary hearing regarding facts that are not in dispute.
 4. Whether any motions are likely to be filed before the evidentiary hearing.
 5. The Board expects that all witnesses who submit pre-filed written testimony will be available for oral examination. The parties should not expect that motions to excuse one or more witnesses will be granted.
 6. The need for a protective order regarding any trade secret or confidential or privileged commercial or financial information that has been or will be filed in this proceeding.

The parties are encouraged to confer prior to the scheduling conference and, if possible, to present joint recommendations on each issue.

The Board will use the Cisco WebEx videoconferencing platform for this scheduling conference. Prior to the conference, the Board requires that the parties participate in a test with the Board's IT staff using the Cisco WebEx platform to mitigate any potential technical issues. The Cisco WebEx test will be held on October 5, 2021 at 10:30 AM EDT. The Board's law clerk will email the participants with instructions on how to access Cisco WebEx for the test and scheduling conference.

There will be a bridge line set up with listen-only access for members of the public. Members of the public who wish to listen to the scheduling conference may contact the Board's law clerk, Ian Curry, at Ian.Curry@nrc.gov, for the necessary listen-only access information. The scheduling conference will be transcribed and the transcript will promptly be placed on the NRC's public electronic hearing docket.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Ronald M. Spritzer, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
September 30, 2021

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NUCLEAR REGULATORY COMMISSION

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CERTIFICATE OF SERVICE

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

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Cammenga and Associates, LLC
Docket No. 030-38679-LA
ORDER (Scheduling Conference)

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Dated at Rockville, Maryland
This 30th day of September 2021

Office of the Secretary of the Commission