

Session Title: Lessons Learned in Implementing NRC's New Adjudicatory Hearing Procedures

Description: This session will explore experiences to-date in implementing the adjudicatory hearing regulations that NRC issued in 2004, now that the parties and the Atomic Safety Licensing Board Panel have completed the first generation of hearings under these new procedures. The session will focus on the most controversial part of the new regulations, the "inquisitorial" type adjudicatory hearings established pursuant to 10 C.F.R. Part 2, Subpart L. The implementation of, and difficulties with, three major aspects of these Subpart L proceedings will be discussed and debated: (1) cross-examination, (2) mandatory disclosures and discovery, (3) schedules, timing, and milestones. Other Subpart L topics will also be covered as time permits.

Session Chair: Alex Karlin, NRC/ASLBP

Panelists:

Introduction to Subpart L:

Presentation View

Handout View

Alex Karlin, NRC/ASLBP

Overview of Regulatory Changes in 2004

Presentation View

Handout View

Sherwin Turk, NRC/OGC

Mandatory Disclosures and Discovery in Subpart L:

Presentation View

Handout View

Anthony Roisman, Attorney, National Legal Scholars Law Firm, P.C.

Cross-Examination in Subpart L:

Presentation View

Handout View

Richard Webster, Legal Director, Eastern Environmental Law Center

Schedules and Milestones in Subpart L:

Presentation View

Handout View

David Lewis, Partner, Pillsbury Winthrop Shaw Pittman, LLP

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