

August 25, 2003

Thomas S. Moore, Chairman  
Administrative Judge  
U. S. Nuclear Regulatory Commission  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3F23  
Washington, D.C. 20555

Charles N. Kelber  
Administrative Judge  
U. S. Nuclear Regulatory Commission  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3F23  
Washington, D.C. 20555

Peter S. Lam  
Administrative Judge  
U. S. Nuclear Regulatory Commission  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3F23  
Washington, D.C. 20555

In the Matter of  
DUKE COGEMA STONE & WEBSTER (DCS)  
(Mixed Oxide (MOX) Fuel Fabrication Facility,  
Construction Authorization Request)  
Docket No. 70-3098-ML

Dear Administrative Judges:

In its letter to the Board and parties dated July 10, 2003, the Staff advised of a one-month delay in issuing the final environmental impact statement (EIS) for the proposed MOX facility. As stated in the attached letter to DCS dated August 22, 2003, the Staff now projects additional delays in issuing both the EIS and the final safety evaluation report (SER). The Staff now plans to issue the EIS on November 28, 2003, and the SER on December 5, 2003.

Sincerely,

**/RA/**

John T. Hull  
Counsel for NRC Staff

Enclosure: As stated

cc: Donald J. Silverman, Esq.  
Glenn Carroll, GANE  
Louis A. Zeller, BREDL

Diane Curran, Esq.  
Office of the Secretary  
Office of Commission Appellate Adjudication