

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSIONBEFORE THE ATOMIC SAFETY AND LICENSING BOARD

| | | |
|---|---|----------------------|
| In the Matter of |) | |
| |) | Docket No. 070-03098 |
| DUKE COGEMA STONE & WEBSTER |) | |
| |) | |
| Mixed Oxide (MOX) Fuel Fabrication Facility |) | |
| (Construction Authorization Request) |) | |

NRC STAFF'S MOTION FOR EXTENSION OF TIME TO
RESPOND TO GANE'S MOTION FOR CLARIFICATION
AND/OR PARTIAL RECONSIDERATION OF LBP-03-14

The NRC Staff (Staff) submits this Motion for an Extension of Time to respond to the Motion for Clarification and/or Partial Reconsideration of LBP-03-14 submitted by Georgians Against Nuclear Energy (GANE) on September 8, 2003. Under 10 C.F.R. § 2.730, any Staff response to the motion must be filed by September 23, 2003. Due to recent weather conditions, the Federal government was unexpectedly closed on September 18 and 19, 2003. Therefore, the Staff respectfully requests that the Board grant the NRC Staff an extension of two days from September 23, 2003, to file their response to GANE's Motion for Clarification and/or Partial Reconsideration.

Respectfully submitted,

/RA/Shelly D. Cole
Counsel for NRC StaffDated at Rockville, Maryland
this 22nd day of September, 2003

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "NRC STAFF'S MOTION FOR EXTENSION OF TIME TO RESPOND TO GANE'S MOTION FOR CLARIFICATION AND/OR PARTIAL RECONSIDERATION OF LBP-03-14," have been served upon the following persons this 22nd day of September 2003, by electronic mail, and by U.S. mail, first class (or as indicated by an asterisk (*)) through the Nuclear Regulatory Commission's internal distribution system).

Administrative Judge *
Thomas S. Moore, Chairman
U. S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
Washington, D.C. 20555
(E-mail: tsm@nrc.gov)

Administrative Judge *
Peter S. Lam
U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
Washington, D.C. 20555
(E-mail: psl@nrc.gov)

Administrative Judge *
Charles N. Kelber
U. S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
Washington, D.C. 20555
(E-mail: cnk@nrc.gov)

Office of Commission Appellate Adjudication*
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, DC 20555-0001
(E-mail: hrb@nrc.gov)

Louis A. Zeller
Blue Ridge Environmental Defense League
P.O. Box 88
Glendale Springs, NC 28629
(E-mail: BREDL@skybest.com)

Glenn Carroll
Georgians Against Nuclear Energy
P.O. Box 8574
Atlanta, GA 30306
(E-mail: atom.girl@mindspring.com)

Donald J. Silverman, Esq.
Marjan Mashhadi, Esq.
Alex S. Polonsky, Esq.
Morgan, Lewis & Bockius, LLP
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004
(E-mail: dsilverman@morganlewis.com
mmashhadi@morganlewis.com
apolonsky@morganlewis.com)

Office of the Secretary *
ATTN: Rulemakings and Adjudications Staff
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, D.C. 20555
(E-mail: HEARINGDOCKET@nrc.gov)

Diane Curran
Harmon, Curran, Speilberg & Eisenberg L.L.P
1726 M Street N.W., Suite 600
Washington, D.C. 20036
(E-Mail: dcurran@harmoncurran.com)

/RA/

Shelly D. Cole
Counsel for NRC Staff