

RAS 7370

Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
Tel: 202.739.3000
Fax: 202.739.3001
www.morganlewis.com

Morgan Lewis
COUNSELORS AT LAW

DOCKETED
USNRC

Donald J. Silverman
202.739.5502
dsilverman@morganlewis.com

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OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

February 10, 2004

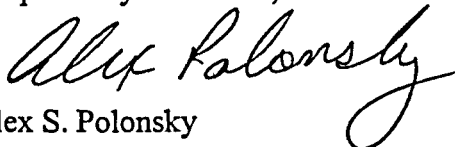
Administrative Judge Thomas S. Moore
Chairman, Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: Notice of Delay in Construction Schedule for the MOX Facility;
Duke Cogema Stone and Webster (Savannah River Mixed Oxide Fuel
Fabrication Facility), Docket No. 70-3098- ML

Dear Judge Moore:

This is to inform the Licensing Board and the parties of a change in the schedule for the construction of the MOX Fuel Fabrication Facility (MOX Facility). Specifically, the U.S. Department of Energy has officially notified Duke Cogema Stone & Webster LLC (DCS) that the start of construction of the MOX Facility at the Savannah River Site will be postponed from July 2004 until approximately May 2005. This change to the construction schedule does not directly affect the schedule for design of the MOX Facility or the three contentions remaining in this proceeding. Accordingly, DCS hopes the Licensing Board will rule on DCS's existing dispositive motions so any uncertainties that may affect the MOX Facility's design may be addressed at the earliest possible time.

Respectfully submitted,



Alex S. Polonsky

cc: Service List

Before Administrative Judges:
Thomas S. Moore, Chairman
Charles N. Kelber
Peter S. Lam

ASLBP No. 01-790-01-ML

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

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: hrb@nrc.gov)

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

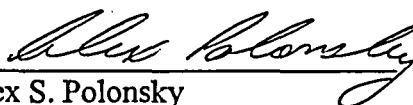
Shelly D. Cole, Esq.
U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop: O-15D21
Washington, D.C. 20555
(E-mail: sdcl@nrc.gov)

Donald J. Moniak
Blue Ridge Environmental Defense League
P.O. Box 3487
Aiken, S.C. 29802
(E-mail: donmoniak@earthlink.net)

Mitzi A. Young, Esq.
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: may@nrc.gov)

Louis Zeller
Blue Ridge Environmental Defense League
PO Box 88
Glendale Springs, N.C. 28629
(E-mail: BREDL@skybest.com)

* Original and 2 copies


Alex S. Polonsky

2/10/04
Date