

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

RAS 7403

DOCKETED 02/26/04

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before Administrative Judges:

SERVED 02/26/04

Michael C. Farrar, Presiding Officer
Dr. Charles N. Kelber, Special Assistant

In the Matter of

CFC LOGISTICS, INC.

(Materials License)

Docket No. 30-36239-ML

ASLBP No. 03-814-01-ML

February 26, 2004

ORDER

(Regarding Responses on Financial Assurance)

The February 25 Motion of CFC Logistics for leave to respond to the upcoming NRC Staff supplemental brief on financial assurance matters is hereby GRANTED. We of course anticipated calling for such a response,¹ but in the interest of efficiency thought we would first review the Staff filing, for the purpose of determining whether anything additional should then be asked of the Staff, before the parties were called upon to respond. Subject to that possibility, the Company's brief will be due on March 12, 2004, or seven (7) days after the Staff serves its brief electronically, whichever is later. As recognized in the Company's Motion, the Intervenor may also file a response; their response to the Staff's and the Company's briefs will be due within seven (7) days of the electronic service of the Company's brief.

It is so ORDERED.

BY THE PRESIDING OFFICER

/RA/

Rockville, Maryland
February 26, 2004

Michael C. Farrar
ADMINISTRATIVE JUDGE

Copies of this Order were sent this date by Internet e-mail transmission to counsel for (1) CFC Logistics; (2) Intervenor; and (3) the NRC Staff.

¹ Compare LBP-03-20, 58 NRC 311, 333, Item 7, referring to having "the parties" address the matters in question, and Tr. 315, calling for responses to the first Staff filing.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)	
)	
CFC LOGISTICS, INC.)	Docket No. 30-36239-ML
QUAKERTOWN, PENNSYLVANIA)	
)	
(Materials License))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (REGARDING RESPONSES ON FINANCIAL ASSURANCE) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Michael C. Farrar, Presiding Officer
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Charles N. Kelber, Special Assistant
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Dennis C. Dambly, Esquire
Stephen H. Lewis, Esquire
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Robert J. Sugarman, Esquire
Sugarman & Associates, PC
Robert Morris Building - 11th Floor
100 North 17th Street
Philadelphia, PA 19103

Anthony J. Thompson, Esquire
Christopher S. Pugsley, Esquire
Law Offices of Anthony J. Thompson, P.C.
1225 19th Street, NW, Suite 200
Washington, DC 20036

Mr. James Wood
President
CFC Logistics, Inc.
400 AM Drive
Quakertown, PA 18951

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 26th day of February 2004