



RAS 7619

UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

April 6, 2004

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USNRC

April 6, 2004 (4:00PM)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

SECRETARY

MEMORANDUM TO: G. Paul Bollwerk, III
Chief Administrative Judge
Atomic Safety and Licensing board Panel

FROM: *J. Samuel Walker*
J. Samuel Walker, Acting Secretary

SUBJECT: REQUEST FOR HEARING SUBMITTED
BY THE ATTORNEY GENERAL OF THE
STATE OF NEW MEXICO WITH RESPECT
TO THE APPLICATION OF LOUISIANA
ENERGY SERVICES, L.P.

Attached is a request for hearing and petition to intervene submitted by the Attorney General of the State of New Mexico. The request, dated April 5, 2004, was submitted in response to the issuance of CLI-04-03, dated January 30, 2004, and published in the Federal Register at 69 Fed. Reg. 5873 (February 6, 2004). The Nuclear Regulatory Commission in CLI-04-03 acknowledged receipt of an application by Louisiana Energy Services, L.P. (Docket Number 70-3103) "for a license to possess and use source, byproduct, and special nuclear material and to enrich natural uranium to a maximum of 5 percent U-235 by the gas centrifuge process." CLI-04-03 at 1, 69Fed. Reg. 5873.

Considering that the request for hearing does not raise issues of standing or environmental justice (see CLI-04-03, Sec. II.H. and III.A, 69 Fed. Reg. at 5875), the request is being referred to you for appropriate action in accordance with 10 CFR §2.346.

Attachment: As stated

cc: Commission Legal Assistants
OGC
CAA
OCA
OPA
EDO
NMSS
James Curtiss, Esquire
David M. Pato