

May 5, 2004

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
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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:

Pursuant to 10 C.F.R. § 2.1231, the NRC Staff is enclosing Supplemental Index # 9, describing and identifying by number additional items to supplement the initial hearing file submitted in December 2001.

Starting with item 211, Supplemental Index # 9 lists, in chronological order, letters and memoranda dated from January 1, 2004 through April 30, 2004, that were exchanged between DCS and NRC. Each of the numbered items may contain one or more individual documents (e.g., an item may consist of a cover letter, and one or more enclosures referenced in the cover letter). Copies of the items listed in Supplemental Index # 9 are enclosed. Please contact Linda Gross (301-415-8129) or the undersigned, if any copying errors or similar document problems are found in hearing file items 211 - 223.

Sincerely,

/RA/

John T. Hull
Counsel for NRC Staff

Enclosures: As stated

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

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

SUPPLEMENT # 9 TO HEARING FILE INDEX FOR CONSTRUCTION AUTHORIZATION
REQUEST (CAR) PROCEEDING (as of April 30, 2004)

MIXED OXIDE FUEL FABRICATION FACILITY
DOCKET 70-3098

Document No.	Description
211.	Internal NRC memorandum dated 1/8/04 (cc to P. Hastings) providing summary of December 17-19, 2003 in-office review of DCS documentation [ADAMS ACCESSION #ML040090019]
212.	Internal NRC memorandum dated 1/22/04 (cc to P. Hastings) providing summary of January 13, 2004 telephone call with DCS [ADAMS ACCESSION #ML040220486]
213.	Internal NRC memorandum dated 1/23/04 (cc to P. Hastings) providing summary of January 12, 2004 meeting with DCS [ADAMS ACCESSION #ML040280093]
214.	Letter to DCS (P. Hastings) from NRC (A. Persinko) dated 1/29/04, enclosing monthly open item status report [ADAMS ACCESSION #ML040300053]
215.	Internal NRC memorandum dated 2/6/04 (cc to P. Hastings) providing summary of January 13, 2004 and February 4, 2004 telephone calls with DCS [ADAMS ACCESSION #ML040370367]
216.	Letter to NRC from DCS (P. Hastings) dated 2/12/04, enclosing responses to NRC questions on criticality validation report [ADAMS ACCESSION #ML040490196]
217.	Letter to DCS (P. Hastings) from NRC (A. Persinko) dated 3/4/04, enclosing monthly open item status report [ADAMS ACCESSION #ML040640394]
218.	Letter to NRC from DCS (P. Hastings) dated 3/12/04, enclosing response to DSER open item AP-03 [ADAMS ACCESSION #ML040760562]
219.	Letter to DCS (P. Hastings) from NRC (A. Persinko) dated 3/30/04, enclosing monthly open item status report [ADAMS ACCESSION #ML040900309]
220.	Internal NRC memorandum dated 4/1/04 (cc to P. Hastings) providing summary of March 24, 2004 meeting with DCS [ADAMS ACCESSION #ML040920595]

SUPPLEMENT # 9 TO HEARING FILE INDEX FOR CONSTRUCTION AUTHORIZATION
REQUEST (CAR) PROCEEDING (as of April 30, 2004)

MIXED OXIDE FUEL FABRICATION FACILITY
DOCKET 70-3098

Document No.	Description
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221.	Internal NRC memorandum dated 4/9/04 (cc to P. Hastings) providing summary of March 15-26, 2004 in-office meetings with DCS [ADAMS ACCESSION #ML041040162]
222.	Letter to DCS (P. Hastings) from NRC (A. Persinko) dated 4/16/04, regarding review of criticality validation report [ADAMS ACCESSION #ML041070130]
223.	Letter to DCS (P. Hastings) from NRC (D. Brown) dated 4/30/04, enclosing monthly open item status report [ADAMS ACCESSION #ML041210453]