

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE PRESIDING OFFICER**

DOCKETED  
USNRC

May 12, 2004 (3:26PM)

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

**In the Matter of**

**SEQUOYAH FUELS CORPORATION,  
Gore, Oklahoma  
(Materials License Amendment)**

**Docket No. 40-8027-MLA-6**

**ASLBP No. 03-812-03-MLA**

**May 7, 2004**

**UNOPPOSED MOTION FOR EXTENSION OF THE TIME TO FILE WRITTEN  
PRESENTATIONS**

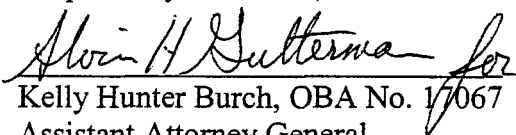
The State of Oklahoma ("Oklahoma"), the Cherokee Nation and Sequoyah Fuels Corporation ("SFC") respectfully request an extension of the times to file written presentations in the above captioned proceeding. The current deadlines for filing written presentations were established by agreement of the parties and were adopted by the Presiding Officer in an order dated April 15, 2004. The Parties request that an additional week be added to each of the filing deadlines. This would make the written presentations of Oklahoma and the Cherokee Nation due on May 21, 2004. The written presentations of SFC and the NRC would be due on June 18, 2004. The rebuttal written presentations of Oklahoma and the Cherokee Nation would be due on July 2, 2004.

Oklahoma, the Cherokee Nation and SFC are engaged in settlement negotiations in an attempt to resolve the issues related to the reclamation of SFC's Gore, Oklahoma site. Oklahoma, the Cherokee Nation and SFC have agreed to meet on May 12 and 13, 2004 to discuss a proposal for settlement. Such a settlement would avoid substantial expenditure of the resources of the parties.

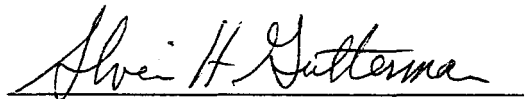
The addition of a week to the deadlines for written presentations will allow counsel for Oklahoma and the Cherokee Nation to prepare for and participate in the settlement negotiations without limiting the time available for preparing their written presentations. The one week delay of this proceeding is justified because it may assist the parties to determine whether it is likely that they can reach an agreeable resolution. If, as a result of the planned meeting on May 12 and 13, 2004, the parties conclude that they are likely to be able to negotiate a settlement, it is anticipated that they will file another motion on May 14, requesting a further extension.

Counsel for SFC has consulted with Angela Coggins, the Attorney for the NRC Staff, and she has authorized SFC to state that the NRC Staff does not oppose the extension.

Respectfully submitted,

 for  
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NUCLEAR REGULATORY COMMISSION**

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<b>SEQUOYAH FUELS CORPORATION,</b>	)	<b>ASLBP No. 03-812-03-MLA</b>
<b>Gore, Oklahoma</b>	)	
<b>(Materials License Amendment)</b>	)	
	)	<b>May 7, 2004</b>

**CERTIFICATE OF SERVICE**

I hereby certify that copies of "UNOPPOSED MOTION FOR EXTENSION OF THE TIME TO FILE WRITTEN PRESENTATIONS" were served upon the persons listed below by U.S. mail, first class, postage prepaid, and where indicated by an asterisk by electronic mail, on this 7th day of May, 2004.

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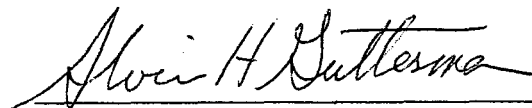
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A handwritten signature in cursive script, reading "Alvin H. Gutterman". The signature is written in black ink and is positioned above a horizontal line.

Alvin H. Gutterman  
Counsel for Sequoyah Fuels Corporation

\* e-mail

\*\* Original and two copies