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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

DOCKETED 10/21/05

SERVED 10/21/05

Before Administrative Judges:

G. Paul Bollwerk, III, Chairman
Dr. Paul B. Abramson
Dr. Charles N. Kelber

In the Matter of

LOUISIANA ENERGY SERVICES, L.P.

(National Enrichment Facility)

Docket No. 70-3103-ML

ASLBP No. 04-826-01-ML

October 21, 2005

MEMORANDUM

(Regarding Staff Motion to Permit Surrebuttal Testimony)

Pending before the Licensing Board is an October 20, 2005 motion by the NRC staff to provide oral surrebuttal testimony on the issues of deconversion and disposal at the upcoming evidentiary hearing in this proceeding. As was the case for the February 2005 evidentiary hearing in this proceeding, the Board will allow each of the parties the opportunity for oral surrebuttal or redirect with regard to each of the witnesses/panels. See, e.g., Tr. at 644, 1378;

see also Licensing Board Memorandum and Order (Ruling on In Limine Motions Regarding Prefiled Exhibits and Rebuttal Testimony) (Oct. 20, 2005) at 2 n.1 (unpublished).

FOR THE ATOMIC SAFETY
AND LICENSING BOARD*

/RA/

G. Paul Bollwerk, III
ADMINISTRATIVE JUDGE

Rockville, Maryland

October 21, 2005

* Copies of this memorandum and order were sent this date by Internet e-mail transmission to counsel for (1) applicant Louisiana Energy Services, Inc.; (2) intervenors Nuclear Information and Resource Service/Public Citizen; and (3) the staff.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB MEMORANDUM (REGARDING STAFF MOTION TO PERMIT SURREBUTTAL TESTIMONY) have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution.

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Docket No. 70-3103-ML
LB MEMORANDUM (REGARDING STAFF MOTION TO
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[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 21st day of October 2005