

RAS 11209

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED 02/24/06

SERVED 02/24/06

ATOMIC SAFETY AND LICENSING BOARD

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

February 24, 2006

NOTICE

(Supplemental Notice Regarding Opportunity to Make
Oral Limited Appearance Statements)

In a January 26, 2006 notice, the Licensing Board outlined the procedures that would apply to oral limited appearance statement sessions it is scheduled to conduct in Hobbs, New Mexico, on Sunday, March 5, 2006, from 3:00 to 5:00 p.m. Mountain Time (MT), and on Monday, March 6, 2006, from 7:00 to 9:00 p.m. MT, at the New Mexico Junior College, Moran Building Multi-Purpose Room, 5317 Lovington Highway, Hobbs, New Mexico. Among other things, in that notice the Board indicated:

The time allotted for each statement normally will be no more than five minutes, but may be further limited depending on the number of written requests to make an oral statement that are submitted in accordance with section D below and/or the number of persons present at the designated times. In addition, although an individual who has previously addressed the Licensing Board at a limited appearance session, including the January 12, 2005 sessions in Eunice, New Mexico or, in the case of the Monday evening session, the Sunday afternoon session, may request an opportunity to make an additional presentation, the Board reserves the right to defer such additional presentations until after

it has heard from speakers who have not had an opportunity to make an initial presentation.

71 Fed. Reg. 5382, 5382 (Feb. 1, 2006).

As the notice also indicated, individuals are encouraged to pre-register to speak at the sessions. Anyone who still wishes to preregister should do so before 5:00 p.m. Eastern Time (ET) on Thursday, March 2, 2006. However, based on the written requests to make oral limited appearance statements received to date, to accommodate the anticipated number of speakers the Board will be able to allocate only two minutes per speaker.

Additionally, the Board has received a number of requests from those who previously addressed the Board during oral limited appearance statement sessions in February 2005 in Eunice, New Mexico, but who want to speak again at either the Sunday, March 5, 2006 or Monday, March 6, 2006 sessions, as well as requests to speak at both the Sunday and Monday sessions. As we indicated in the portion of the January 2006 notice quoted above, in an effort to ensure that each individual speaker has the opportunity to address the Board at least once, speakers who previously have not made presentations to the Board generally will be heard first.

The Board also notes that, as it indicated in the January 2006 notice, written limited appearance statements regarding this proceeding can be submitted to the Board at any time and, to that end, the Board will have forms available at the March 2006 limited appearance sessions for those who wish to provide a written statement.

Finally, the Board would note again that any updated/revised scheduling information regarding the limited appearance sessions or the mandatory hearing sessions, the latter of which are scheduled to begin at 9:00 a.m. MT on Monday, March 6, 2006, at the Moran Building Multi-Purpose Room, can be found on the NRC website at www.nrc.gov/public-involve/public-

meetings/index.cfm, or by calling (800) 368-5642, extension 5036 (available Monday through Friday, between 7:00 a.m. and 9:00 p.m. ET) or (301) 415-5036 (available 24 hours per day).

FOR THE ATOMIC SAFETY
AND LICENSING BOARD*

/RA/

G. Paul Bollwerk, III
ADMINISTRATIVE JUDGE

Rockville, Maryland

February 24, 2006

* Copies of this notice were sent this date by Internet e-mail transmission to counsel for (1) applicant Louisiana Energy Services, L.P.; (2) intervenors Nuclear Information and Resource Service/Public Citizen; (3) the New Mexico Environment Department and the Attorney General of New Mexico; and (4) the NRC staff.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
LOUISIANA ENERGY SERVICES, L.P.) Docket No. 70-3103-ML
)
)
(National Enrichment Facility))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB NOTICE (SUPPLEMENTAL NOTICE REGARDING OPPORTUNITY TO MAKE ORAL LIMITED APPEARANCE STATEMENTS) have been served upon the following persons by deposit in the 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
G. Paul Bollwerk, III, Chair
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Paul B. Abramson
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
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Lisa B. Clark, Esq.
John T. Hull, Esq.
Margaret J. Bupp, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Tannis L. Fox, Esq.
Deputy General Counsel
Office of General Counsel
Ron Curry, Secretary
New Mexico Environment Department
1190 St. Francis Drive
Santa Fe, NM 87502-6110

Docket No. 70-3103-ML
LB NOTICE (SUPPLEMENTAL NOTICE
REGARDING OPPORTUNITY TO MAKE
ORAL LIMITED APPEARANCE STATEMENTS)

James R. Curtiss, Esq.
David A. Repka, Esq.
Martin J. O'Neill, Esq.
Amy C. Roma, Esq.
Tyson R. Smith, Esq.
Winston & Strawn LLP
1700 K Street, NW
Washington, DC 20006

David M. Pato, Esq.
Stephen R. Farris, Esq.
Christopher D. Coppin, Esq.
Assistant Attorneys General
Glenn R. Smith, Esq.
Deputy Attorney General
Office of the New Mexico Attorney General
P.O. Box Drawer 1508
Santa Fe, NM 87504-1508

Lindsay A. Lovejoy, Jr.
618 Paseo de Peralta, Unit B
Santa Fe, NM 87501

Lisa A. Campagna, Esq.
Assistant General Counsel
Westinghouse Electric Company LLC
P.O. Box 355
Pittsburgh, PA 15230-0355

John W. Lawrence, Esq.
Louisiana Energy Services, L.P.
2600 Virginia Ave., NW, Suite 610
Washington, DC 20037

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 24th day of February 2006