



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

March 8, 2006

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USNRC

March 8, 2006 (3:05PM)

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

SECRETARY

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

FROM: Annette L. Vietti-Cook, Secretary

SUBJECT: REQUEST FOR HEARING SUBMITTED  
BY DALE L. MILLER

**RAS 11324**

Attached is a request for an expedited hearing, submitted by the law firm of Killian & Gephart on behalf of Dale L. Miller (Enforcement Action Number IA-05-053). The request was faxed and e-mailed to the Office of the Secretary on February 23, 2006. It was submitted in response to an "Order Prohibiting Involvement in NRC-Licensed Activities" issued on January 4, 2006, and published in the Federal Register at 71 Fed. Reg. 2579 (January 17, 2006). The Office of the Secretary has also received the signed original answer and request for hearing.

Also attached is a letter from the NRC Director of the Office of Enforcement to Counsel for Mr. Miller. Therein, the Director granted Mr. Miller's extension request of January 19, 2006. Mr. Miller was allowed to respond to the Order and file a hearing request by February 23, 2006.

The request for hearing is being referred to you for appropriate action in accordance with 10 C.F.R. §2.346(i).

Attachments: As stated

cc: Commission Legal Assistants  
OGC  
CAA  
OPA  
OCA  
EDO  
OE  
Jane Gowen Penny, Esquire