

August 29, 2007

Michael C. Farrar, Chair
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Lawrence G. McDade
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulator Commission
Washington, D.C. 20555

Nicholas Trikouros
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

In the Matter of
Shaw Areva MOX Services
(Mixed Oxide Fuel Fabrication Facility)
Docket No. 70-3098

Dear Administrative Judges:

During the Oral Argument held in Augusta, Georgia on August 22, 2007, the Atomic Safety and Licensing Board ("Board") requested that the NRC staff ("Staff") provide further detail on its policies and procedures for informing interested stakeholders who are not granted intervenor status of major developments in connection with NRC licenses and license applications.

Every license application has an associated mailing list, or "docket", which includes any organization or member of the public who requests to be included. All individuals and organizations on the docket receive courtesy copies of all major correspondence sent from the Staff to the license applicant. This correspondence includes, at a minimum: acknowledgment of receipt of the license application and associated documents such as the quality assurance plan and emergency plan, if applicable; notices of public and closed meetings; summaries of public and closed meetings; requests for additional information (RAIs); and issuance of major Staff

documents such as a draft or final Environmental Impact Statement (which has already been issued in this proceeding and was transmitted to the Petitioners), Safety Evaluation Report, or issuance of the license. Courtesy copies of other documents such as teleconference summaries, approvals or disapprovals of requests from the applicant to withhold information from public disclosure under FOIA, or correspondence from the Staff to state or local government agencies are often provided to individuals and organizations on the docket. However, it should also be noted that documents and attachments that are identified as "Official Use Only" are not distributed to members of the public on the docket.

After a license is issued, organizations on the docket will continue to receive courtesy copies of major correspondence sent from the Staff to the licensee and major Staff documents associated with the license including, but not limited to: orders; public and closed meeting notices and summaries; inspection report summaries; and documents associated with license amendment applications, including acknowledgment of receipt of the amendment application, NEPA documents associated with the amendment application, requests for additional information; and issuance or denial of the amendment application. Any individual or organization on the docket will continue to receive courtesy copies of major correspondence and major Staff documents for the duration of the license.

Respectfully submitted,

/RA by Margaret J. Bupp/

Margaret J. Bupp
Counsel for the NRC Staff

cc : M. Carpentier
D. Silverman
G. Carroll
L. Zeller
Office of Commission
Appellate Adjudication

D. Gwyn
V. Zabielski
M. Olsen
Office of the Secretary