

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

'98 DEC 10 A10:19

In the Matter of)

CONAM INSPECTION, INC.)

Itasca, Illinois)

(Order Imposing Civil Monetary Penalty))

Docket No. 30-31373-CivP

ASLBP No. 98-735-01-CivP

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

SERVED DEC 10 1998

NRC STAFF MOTION FOR PERMISSION
TO FILE SETTLEMENT AGREEMENT WHEN AVAILABLE

At the Staff's request the Licensing Board extended to December 10, 1998, the date for the Staff to file its Findings of Fact and Conclusions of Law. Settlement has been reached between the parties and the Board's extension of time was to permit the parties to file the Settlement Agreement with the Board accompanied by a Motion to Dismiss the Proceeding.

Staff counsel was informed this morning that the Agreement was being mailed to the NRC today, Wednesday, December 9, 1998 from Chicago, Illinois. Its arrival may not be in time to permit it to be filed on December 10, 1998. It will be signed by the Staff immediately and filed with the Board the day it arrives. The Staff Moves the Board for permission to file the Settlement Agreement with the Board the same day it is received by the Staff.

GRANTED
For the Licensing Board

Charles Beckhoefer 12/10/98
Administrative Judge

Respectfully Submitted,

Charles A. Barth
Charles A. Barth
Counsel for NRC Staff

Dated at Rockville, Maryland
this 9th day of December, 1998

SECY-EHD-007

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB GRANTED STAFF MOTION...
have been served upon the following persons by U.S. mail, first class, except
as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
Charles Bechhoefer, Chairman
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
Richard F. Cole
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Malcolm H. Brooks, Esq.
McBride Baker & Coles
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Chicago, IL 60661

Dated at Rockville, Md. this
10 day of December 1998

Adrian T. Byrdson
Office of the Secretary of the Commission