

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Charles Bechhoefer, Chairman  
Dr. Richard F. Cole  
Dr. Charles N. Kelber

DOCKETED  
USNRC

'98 DEC -4 A9:33

OFFICE OF SECRETARY  
RULEMAKING AND  
ADJUDICATIONS STAFF

SERVED DEC - 4 1998

In the Matter of

Conam Inspection, Inc.  
Itasca, Illinois  
(License No. 12-16559-01)

Order Imposing Civil Monetary  
Penalty

Docket No. 30-31373-CivP

ASLBP No. 98-735-01-CivP

EA 97-207

December 3, 1998

MEMORANDUM AND ORDER

(Further Deferral of Filing of Proposed Findings)

Proposed findings of fact and conclusions of law in this proceeding were originally scheduled to be filed by the NRC Staff on November 6, 1998, with filings by the Licensee and Staff reply findings scheduled for later dates. On November 4, 1998, both parties jointly requested an extension until November 20, 1998 (for the Staff), with proposed findings for the Licensee and reply findings of the Staff also delayed, to accommodate ongoing settlement negotiations. On November 20, 1998, a further extension was granted, requiring filing by the Staff by December 3, 1998.

On December 3, 1998, we received another extension request, until December 10, 1998 for the Staff. The Staff advises that "[u]nfortunately, the parties have not completed their approval of the wording to be used in the

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settlement agreement." The differences are said to be "minor."

Recognizing the desirability of reaching a settlement to which both parties agree, we hereby grant the Staff's request. The dates for filing the proposed findings of all parties are hereby deferred one additional week from the dates now established. Reflecting the desirability of settlement, the Licensing Board notes that, if the parties desire, it could appoint a Settlement Judge (not a member of the instant Atomic Safety and Licensing Board) to assist the parties in reaching an amicable settlement. A request for such service should be made to this Board.

IT IS SO ORDERED.

For the Atomic Safety and  
Licensing Board

Charles Bechhoefer  
Charles Bechhoefer, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
December 3, 1998

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NUCLEAR REGULATORY COMMISSION

In the Matter of

CONAM INSPECTION, INC.

(Order Imposing Civil Monetary  
Penalty)

Docket No.(s) 30-31373-CIVP

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB M&O (FURTHER DEFERRAL...) 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  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

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Atomic Safety and Licensing Board Panel  
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Washington, DC 20555

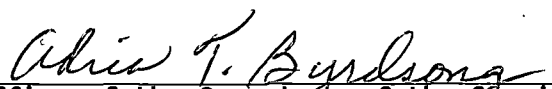
Administrative Judge  
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Dated at Rockville, Md. this  
4 day of December 1998

  
Office of the Secretary of the Commission