

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD 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
RULEMAKING AND
ADJUDICATIONS STAFF

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.

Respectfully Submitted,

Charles A. Barth

Charles A. Barth
Counsel for NRC Staff

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

SECY-EHD-006

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RULEMAKING AND
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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF MOTION FOR PERMISSION TO FILE SETTLEMENT AGREEMENT WHEN AVAILABLE" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class; or as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system this 9th day of December, 1998:

Charles Bechhoefer, Chairman*
Administrative Judge
Atomic Safety and Licensing Board
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555
Fax: 301-415-5599

Dr. Richard F. Cole*
Administrative Judge
Atomic Safety and Licensing Board
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555
Fax: 301-415-5599

Dr. Charles N. Kelber*
Administrative Judge
Atomic Safety and Licensing Board
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555
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Clifton A. Lake, Esq.
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500 West Madison Street, 40th Floor
Chicago, Illinois 60661-9350

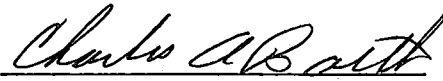
Regional Administrator*
US Nuclear Regulatory Commission
Region III
801 Warrenville Road
Lisle, Illinois 60532

Office of Commission Appellate
Adjudication*
Mail Stop: O-16 G15
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555

Adjudicatory File* (2)
Atomic Safety and Licensing Board
Panel
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555

Atomic Safety and Licensing Board
Panel*
Mail Stop: T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555

Secretary* (2)
Attn: Rulemakings and
Adjudications Staff
Mail Stop: O-16 G15
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555

A handwritten signature in cursive script, reading "Charles A. Barth", is written over a horizontal line.

Charles A. Barth
Counsel for NRC Staff