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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNPC

ATOMIC SAFETY AND LICENSING BOARD '96 MAY 17 P3:52

Before Administrative Judges:

Charles Bechhoefer, Chairman  
Dr. Jerry R. Kline  
Dr. Peter S. Lam

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
CHARGE

In the Matter of:

GEORGIA INSTITUTE  
OF TECHNOLOGY

Atlanta, Georgia

Georgia Tech Research  
Reactor

Renewal of License No. R-97

Docket No. 50-160-Ren

ASLBP NO. 95-710-01-Ren

MOTION TO BAR APPEARANCE  
AS WITNESS AND TO EXCLUDE ANY  
AND ALL TESTIMONY BY GLENN CARROLL

COMES NOW the license renewal applicant, THE GEORGIA INSTITUTE OF TECHNOLOGY, and respectfully moves this Honorable Board to bar the appearance of GLENN CARROLL as a witness in this proceeding and to exclude any and all testimony proffered by her because of her gross, if not contemptuous, failure to comply with this Board's direction that her testimony be submitted to the Board as well as served upon all other parties to the proceeding *in written form* by May 3, 1996 (or May 7, 1996 if filed by express mail), in accordance with 10 C.F.R. § 2.743(b)(1) and the Board's March 13, 1996 "Memorandum and Order (Telephone Conference Call, 2/29/96; Hearing Schedules)," p. 3.

D503

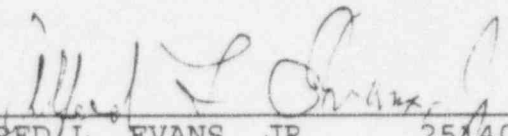
For the reasons more fully set forth in the attached memorandum in support of the instant motion, Ms. Carroll's complete failure of compliance with the Board's prefiling requirement as to her written testimony is not a mere technical or inconsequential defect, and to allow her to appear as a witness and present either oral testimony or to introduce extraneous discovery documents (which neither in law nor in fact constitute "testimony") in lieu of the written testimony this Honorable Board directed her to file, would go to the integrity and fundamental fairness of the entire proceeding.

Respectfully submitted,

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