

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

E. Roy Hawkens, Chair
Nicholas G. Trikouros
Dr. Gary S. Arnold

In the Matter of

TMI-2 SOLUTIONS, LLC

(License Amendment Request for Three
Mile Island Nuclear Station, Unit 2)

Docket No. 50-320-LA-2

ASLBP No. 23-977-02-LA-BD01

December 12, 2022

SCHEDULING ORDER

(Scheduling Oral Argument on Standing and Contention Admissibility)

This Licensing Board will hold oral argument on standing and contention admissibility issues presented in the hearing request filed by pro se petitioner, Eric Epstein, who seeks to challenge a license amendment request from TMI-2 Solutions, LLC for Three Mile Island Nuclear Station, Unit 2.

Oral argument will be held in-person on Thursday, January 19, 2023, beginning at 10:00 a.m. Eastern Time (ET) in the Atomic Safety and Licensing Board Panel's Hearing Room at NRC Headquarters, 11545 Rockville Pike, Rockville, Maryland, 20852. Members of the public who wish to attend should enter NRC Headquarters through the One White Flint North Building. Members of the public who wish to listen to the oral argument should contact the Board's law clerk, Emily Newman, at emily.newman@nrc.gov, for the telephone number and passcode. The argument will be transcribed, and the transcript will promptly be placed in the NRC's electronic hearing docket, where it may be accessed by the public.

This Board will hear from petitioner, counsel for TMI-2 Solutions, LLC, and counsel for the NRC Staff, in that order. Each individual will be allotted 30 minutes to present oral argument and answer questions. Petitioner may reserve up to 10 minutes of his prescribed time for rebuttal. No other rebuttal will be permitted. Participants should keep in mind that this Board has read their written pleadings. Accordingly, they should not merely repeat what has been submitted in their pleadings, but should focus on the principal points in controversy, and endeavor to provide responsive answers to the Board's questions. Because this oral argument is not an evidentiary hearing, the participants should not attempt to introduce evidence. Nor should they raise arguments that were not included in the pleadings before the Board.

On or before 5:00 p.m. ET on December 22, 2022, each of the three participants should provide Board law clerk, Emily Newman, emily.newman@nrc.gov, with an email specifying the name of the single representative/counsel who will be presenting argument.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

E. Roy Hawkens, Chair
ADMINISTRATIVE JUDGE

Rockville, Maryland
December 12, 2022

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
TMI-2 Solutions, LLC) Docket No. 50-320-LA-2
)
(License Amendment Request for Three Mile)
Island Nuclear Station, Unit 2))
)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **SCHEDULING ORDER (Scheduling Oral Argument on Standing and Contention Admissibility)** have been served upon the following persons by Electronic Information Exchange.

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THREE MILE ISLAND NUCLEAR STATION, UNIT 2 – Docket No. 50-320-LA-2
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Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 12th day of December 2022