
Statute Index

In using this index, check any indicated parallel citations for additional references.

AEA = Atomic Energy Act of 1954
 FOIA = Freedom of Information Act
 NEPA = National Environmental Policy Act

5 USC 552(a)(6)(A) [FOIA]	6.24.1
5 USC 552(a)(6)(C) [FOIA]	6.24.1
5 USC 552(b) [FOIA]	6.24
5 USC 552(b)(4) [FOIA]	6.24.1
5 USC 552(b)(7)(D) [FOIA]	2.12.2.4.2 6.24.3.1
5 USC App.10(b) [Federal Advisory Committee Act]	6.24
28 USC 144	3.1.4.2
28 USC 1821	3.12.4.1
28 USC 455(a)	3.1.4.2
28 USC 455(b)(2)	3.1.4.2
28 USC 455(e)	3.1.4.2
42 USC 2014(e)(2) [AEA § 11]	2.2.5
42 USC 2014(aa) [AEA § 11]	6.14
42 USC 2014(z) [AEA § 11]	6.14
42 USC 2018 [AEA § 271]	6.16
42 USC 2071 [AEA § 51]	6.14
42 USC 2073 [AEA § 53]	6.14
42 USC 2091 [AEA § 61]	6.14
42 USC 2093 [AEA § 63]	6.14
42 USC 2133(b) [AEA §103]	1.6.2 2.10.4.1.1.2

42 USC 2135 [AEA § 105]	2.10.4.1.1.3 6.3
42 USC 2201(b) [AEA § 161]	2.10.4.1.1.2 2.12.5 6.25.1
42 USC 2201(c) [AEA § 161]	2.12.5 6.25.12
42 USC 2201(i) [AEA § 161]	6.25.1
42 USC 2232 [AEA § 182]	1.6.2 6.9
42 USC 2234 [AEA §]	6.31
42 USC 2235 [AEA § 185]	1.2 3.4.5
42 USC 2236 [AEA § 186]	1.6.2 6.25.1
42 USC 2236a [AEA § 186]	6.5.5.1 6.25.2
42 USC 2239 [AEA § 189]	2.2.3 6.1.4.4 6.31
42 USC 2239(a) [AEA § 189]	2.2.2 2.2.3 2.2.4 2.10.1 2.10.3.3 2.10.4.1.3 6.1.4 6.25.1 6.25.2 6.31.2
42 USC 2239(a)(1)(A) [AEA § 189]	2.10.3 2.10.3.8 2.10.4.1.1.2
42 USC 2280 [AEA § 232]	6.25.1
42 USC 2282 [AEA § 234]	6.25.10
42 USC 2021 [AEA § 274]	2.2.5

42 USC 4332 [NEPA]	6.16
42 USC 4332(2)(C) [NEPA]	6.7.1 6.16.1.1 6.16.2 6.14.1
42 USC 5851(a) [Energy Reorganization Act § 211]	2.10.3.3.3.A
Administrative Procedure Act, 5 USC 551 et seq	6.25.3
Administrative Procedure Act, 5 USC 554 [§ 5]	2.2 6.14.1 6.25.3
Administrative Procedure Act, 5 USC 554(a)(4) [§ 5]	6.30.1
Administrative Procedure Act, 5 USC 554(b)(3) [§ 5(a)]	2.5.2
Administrative Procedure Act, 5 USC 554(d) [§ 5(c)]	3.1.5
Administrative Procedure Act, 5 USC 554(e) [§ 5(d)]	3.1.2.4
Administrative Procedure Act, 5 USC 556 [§ 7]	2.12.5.2
Administrative Procedure Act, 5 USC 556(c) [§ 7(b)]	3.3.4
Administrative Procedure Act, 5 USC 556(c)(9) [§ 7(b)]	3.1.2.4
Administrative Procedure Act, 5 USC 556(d) [§ 7(c)]	3.14.1 6.14.3
Administrative Procedure Act, 5 USC 556(e) [§ 7(d)]	3.16
Administrative Procedure Act, 5 USC 558(c) [§ 9(b)]	6.25.5
Administrative Procedure Act, 5 USC 701(a)(2) [§ 10]	6.25.3.1
Administrative Procedure Act, 5 USC 705 §10(d) [§ 10(d)]	5.7.3
Atomic Energy Act § 11e(2) [42 USC 2014(e)(2)]	2.2.5
Atomic Energy Act § 11s [42 USC 2014(s)]	6.31
Atomic Energy Act § 103b [42 USC 2133(b)]	1.6.2 2.10.4.1.1.2
Atomic Energy Act § 104b [42 USC 2134(b)]	6.3

Atomic Energy Act § 105 [42 USC 2135]	2.10.3.6 2.10.4.1.1.1.B 2.9.4.1.2.3 6.3 6.3.1 6.3.2
Atomic Energy Act § 105c [42 USC 2135(c)]	6.3.1 6.3.1.1
Atomic Energy Act § 105c(1) [42 USC 2135(c)(1)]	6.3.1
Atomic Energy Act § 105c(2) [42 USC 2135(c)(2)]	6.3.1
Atomic Energy Act § 105c(5) [42 USC 2135(c)(5)]	6.3
Atomic Energy Act § 105c(6) [42 USC 2135(c)(6)]	6.3
Atomic Energy Act § 109(b) [42 USC 2139(b)]	6.30.2.2
Atomic Energy Act §§ 127 and 128 [42 USC 2156 & 2157]	6.30.2.2
Atomic Energy Act § 134 [42 USC 2160d]	3.2.1
Atomic Energy Act § 134a [42 USC 2160d]	6.30.2.3
Atomic Energy Act § 161 [42 USC 2201]	6.25.1
Atomic Energy Act § 161b [42 USC 2201(b)]	2.10.4.1.1.2 6.25.1
Atomic Energy Act § 161c [42 USC 2201(c)]	2.12.5 6.25.12
Atomic Energy Act § 161i [42 USC 2201(c)]	6.25.1
Atomic Energy Act § 181 [42 USC 2231]	3.14.1
Atomic Energy Act § 182 [42 USC 2232]	1.6.2 3.12.2 6.9 6.14
Atomic Energy Act § 184 [42 USC 2234]	6.31
Atomic Energy Act § 185 [42 USC 2235]	1.2 3.4.5 3.4.5.1

Atomic Energy Act § 186 [42 USC 2236]	1.6.2 6.5.5.1 6.25.1 6.25.2
Atomic Energy Act § 189 [42 USC 2239]	2.10.3 2.10.4 2.10.4.1 2.10.5.10 6.1.4.4 6.11
Atomic Energy Act § 189a [42 USC 2239(a)]	2.2.2 2.2.3 2.2.4 2.10.1 2.10.3 2.10.3.1 2.10.3.3 2.10.3.8 2.10.4 2.10.4.1.1.1.D 2.10.4.1.3 2.10.5.2 2.10.5.2.2 2.10.5.6.1 3.2.2 6.1 6.1.4 6.14.1 6.25.2 6.31 6.31.2
Atomic Energy Act § 189b [42 USC 2239(b)]	6.25.6
Atomic Energy Act § 232 [42 USC 2280]	6.25.1
Atomic Energy Act § 234 [42 USC 2282]	1.6.2 6.25.1 6.25.10
Atomic Energy Act § 271 [42 USC 2018]	6.16
Atomic Energy Act § 274b [42 USC 2021(b)]	2.10.2
Atomic Energy Act § 274I [42 USC 2021]	2.11.2
Atomic Energy Act § 274o [42 USC 2021(o)]	2.2.5

Endangered Species Act § 7	6.8.1
Energy Reorganization Act of 1974 § 211 [42 USC 5851]	2.10.3.3.3.A 2.10.4.1.2 6.16
Energy Reorganization Act of 1974, 42 USC 5801 et seq.	1.9
Federal Advisory Committee Act § 10(b) [5 USC App.]	6.24
Federal Register Act, 44 USC 1508	1.8.1 2.5.3
Federal Water Pollution Control Act	6.16.8.5 6.16.6.1
Federal Water Pollution Control Act § 401	3.11
Federal Water Pollution Control Act (Clean Water Act) § 511(c)(2)	6.16.8.5
Freedom of Information Act (FOIA)	2.12.2.4.3
Freedom of Information Act, 5 USC 552(a)(6)	6.24.1
Freedom of Information Act, 5 USC 552(b)	6.24
Freedom of Information Act, 5 USC 552(b)(4)	6.24.1
Freedom of Information Act, 5 USC 552(b)(7)(D)	2.12.2.4.2 6.24.3.1
Hobbs Act, 28 USC 2341 et seq.	4.5 5.14 5.15
Inspector General Act of 1978, 5 USC App. 3	6.25.14
National Environmental Policy Act	1.9 2.10.3.8 2.10.4.1.1 2.10.4.1.1.1.B 2.10.4.1.1.1.D 2.10.4.1.1.1.F 2.10.4.1.1.2 2.10.4.1.2 2.10.4.1.2.3 2.10.4.1.3 2.10.5.2 2.10.5.6

	2.10.5.9
	2.10.8
	3.1.2.7
	3.1.2.10
	3.4.1
	3.8.3.2
	3.8.3.6
	3.9.1
	3.10
	3.17
	5.7.1.31
	5.7.5
	6.7
	6.11
	6.16 through 6.16.10
	6.20
	6.20.1
	6.20.2
	6.30.2.1
	6.31.3.2
	6.34
	6.36
National Environmental Policy Act § 102(2) [42 USC 4332(2)]	6.7
National Environmental Policy Act § 102(2)(c) [42 USC 4332(2)(c)]	6.7.1
	6.16.1.1
	6.16.2
	6.16.4
National Environmental Policy Act § 102(2)(e) [42 USC 4332(2)(e)]	6.16.4
National Historic Preservation Act, 16 USC 470-470(b), 470(c)-470(n)	6.16.8
	6.33
Native American Graves Protection and Repatriation Act	6.35
Nuclear Non-proliferation Act of 1978	3.2.1
	6.30.2
Nuclear Waste Policy Act of 1982	6.16
	6.21.6
	6.36
Privacy Act, 5 USC 552a	6.24
	6.24.2
Public Utilities Regulatory Policies Act of 1978	6.3
Wild and Scenic Rivers Act	6.20.1

Key Word Index

NRC KEY WORD INDEX

ABANDONMENT

1.11

Abandonment of Application for License/Permit

ABSENCE

3.3.2.3

Sudden Absence of ASLB Member at Hearing (Scheduling)

ACCIDENTS

6.16.7

Consideration of Class 9/"Remote and Speculative" Accidents in an Environmental Impact Statement (EIS)

ACRS

2.12.5.1

Compelling Discovery From ACRS and ACRS Consultants

3.12.2

Status of ACRS Letters (Rules of Evidence)

3.13.1.2

ACRS Members as Witnesses

ADDITION OF NEW OWNERS

1.8.2

Amended Notice After Addition of New Owners (Reserved)

ADEQUACY

2.5.2

Adequacy of Notice of Hearing

2.10.5.10

Contentions re Adequacy of Security Plan (Intervention)

ADJOURNED HEARINGS

3.3.1.3

Adjourned Hearings (Reserved)

ADJUDICATORY PROCEEDINGS

2.10.3.3.3.E

Factor #5 - Extent Participation Will Broaden Issues or Delay the Proceeding (Intervention)

2.11.1

Limited Appearances by Nonparties Before NRC Adjudicatory Proceedings

3.1.2.8

Expedited Proceedings; Timing of Rulings

3.1.4.1

Motion to Disqualify Adjudicatory Board Member (Hearings)

3.1.4.3

Improperly Influencing an Adjudicatory Board Decision (Hearings)

5.12.2.2

Pervasive and Unusual Effect on the Proceeding

6.5

Communication Between Staff/Applicant/Other Parties/Adjudicatory Bodies

6.17.1

Staff Role in Licensing Proceedings

6.24.3.1

Protecting Information Where Disclosure is Sought in an Adjudicatory Proceeding

6.31.4

Motions for Stay/Suspension of Proceedings

NRC KEY WORD INDEX

ADMISSIBILITY

- 3.4.1 Intervenor's Contentions (Admissibility at Hearing)
- 3.12.1.1 Admissibility of Evidence
- 3.12.1.1.1 Admissibility of Hearsay Evidence

ADVISORY DECISIONS

- 5.8.7 Appeal of Advisory Decisions on Trial Rulings

AFFIDAVITS

- 3.15.1 Supplementing Hearing Record by Affidavits

AGENCIES/AGENCY'S

- 3.1.2.10 Licensing Board's Relationship with States and Other Agencies (including CEQ)
- 6.19 Precedent and Adherence to past Agency Practice
- 6.21.5 Agency's Interpretation of its Own Regulations

ALTERNATIVES

- 3.8.3.6 Alternate Sites Under NEPA (Means of Proof)
- 6.16.4 Alternatives (NEPA Considerations)
- 6.16.4.1 Obviously Superior Standard for Site Selection (NEPA Alternatives)
- 6.16.4.2 Standards for Conducting Cost-Benefit Analysis Related to Alternate Sites

AMENDED PETITIONS

- 2.10.3.3.1.A Timeliness of Amendments to Intervention Petitions
- 2.10.3.4 Amendment of Petition Expanding Scope of Intervention
- 2.10.3.8.1 Amendment to Hearing Petition

AMENDMENTS

- 2.10.3.3.1.A Timeliness of Amendments to Intervention Petitions
- 2.10.3.4 Amendment of Petition Expanding Scope of Intervention
- 2.10.3.8.1 Amendment to Hearing Petition
- 3.5.7.3 Amendments to Existing Licenses (Use of Summary Disposition)
- 6.1 Amendments to Existing Licenses and/or Construction Permits
- 6.1.1 Staff Review of Proposed License or Permit Amendments

NRC KEY WORD INDEX

- 6.1.2 Amendments to Research Reactor Licenses (Reserved)
- 6.1.3.1 Specific Matters Considered in Licensing Amendment Proceedings
- 6.1.4 Hearing Requirements for License or Permit Amendments
 - 6.1.4.1 Notice of Hearing on License or Permit Amendments
 - 6.1.4.2 Intervention in Hearing on License or Permit Amendments
 - 6.1.4.3 Summary Disposition Procedures for Hearings on License or Permit Amendment
 - 6.1.4.4 Matters Considered in Hearings on License Amendments
- 6.1.5 Primary Jurisdiction to Consider License Amendment in Special Handling
- 6.1.6 Facility Changes Without License Amendments (Reserved)
- 6.2 Amendments to License/Permit Applications
- 6.14.8 Amendments to Material Licenses

AMICUS-CURIAE

- 5.2.1 Participating by Filing an Amicus Curiae Brief
- 5.10.3.2 Amicus Curiae Briefs

ANTITRUST

- 2.10.3.6 Intervention in Antitrust Proceedings
- 6.3 Antitrust Considerations
 - 6.3.A Application of Antitrust Laws; Market Power
 - 6.3.B Application of Antitrust Laws; Remedial Authority
 - 6.3.1 Consideration of Antitrust Matters After the Construction Permit Stage
 - 6.3.1.1 Limitations on Antitrust Review After Issuance of Operating License
 - 6.3.2 Intervention in Antitrust Proceedings
 - 6.3.3 Discovery in Antitrust Proceedings
 - 6.3.3.1 Discovery Cutoff Dates for Antitrust Proceedings
 - 6.31.3.2 Antitrust Considerations

NRC KEY WORD INDEX

APPEAL/PETITIONS FOR REVIEW (See generally Section 5)

- 2.6.3.3 Appeal from Prehearing Conference Order
- 2.10.10 Appeals by Intervenors
- 2.10.3.3.4 Appeal of Rulings on Late Intervention
- 2.12.6, 5.8.2 Appeal of Discovery Rulings
- 3.3.4, 5.8.1 Appeal of Scheduling Orders
- 3.5.10 Appeals from Rulings on Summary Disposition
- 5.0 Appeals
- 5.1 Commission Review
- 5.1.1 Commission Review Pursuant to 2.786(b)
- 5.1.3 Effect of Commission's Denial of Petition for Review
- 5.1.4 Commission Review Pursuant to 2.714a
- 5.2 Who Can Appeal
- 5.2.2 Aggrieved Parties Can Appeal
- 5.2.3 Parties' Opportunity to be Heard on Appeal
- 5.3 How to Petition for Review
- 5.4 Time for Seeking Review
- 5.4.1 Variation in Time Limits of Appeals
- 5.5 Scope of Commission Review
- 5.5.1 Issues Raised for the First Time on Appeal
- 5.5.2 Effect on Appeal of Failure to File Proposed Findings
- 5.5.3 Matters Considered on Appeal of Ruling Allowing Late Intervention
- 5.5.4 Consolidation of Appeals on Generic Issues
- 5.6 Standards for Reversing Licensing Board on Findings of Fact and Other Matters
- 5.7.1 Requirements for a Stay Pending Review
- 5.7.3 Stays Pending Judicial Review

NRC KEY WORD INDEX

- 5.7.4 Stays Pending Remand After Judicial Review
- 5.8.2.1 Appeal of Rulings on Discovery Against Nonparties
- 5.8.2.2 Appeal of Rulings Curtailing Discovery
- 5.8.5 Appeal on Grounds of Procedural Irregularities
- 5.8.8 Appeal of Order on Pre-LWA Activities
- 5.8.9 Appeal of Partial Initial Decisions
- 5.8.10 Appeal of Other Licensing Actions
- 5.8.11 Appeal of Rulings on Civil Penalties
- 5.8.12 Appeal of Evidentiary Rulings
- 5.8.14 Petition for Review of Decision on Certification of Gaseous Diffusion Plants
- 5.9 Perfecting Appeals
- 5.10 Briefs on Appeal
 - 5.10.1 Importance of Brief on Appeal
 - 5.10.2 Time for Submittal of Brief on Appeal
 - 5.10.2.1 Time Extensions for Brief on Appeal
 - 5.10.2.2 Supplementary or Reply Briefs on Appeal
 - 5.10.3 Contents of Brief (on Appeal)
 - 5.10.3.1 Opposing Briefs on Appeal
 - 5.10.3.2 Amicus-Curiae Briefs on Appeal
- 5.12 Interlocutory Review
- 5.13 Disqualification of a Commissioner
- 5.15 Jurisdiction of NRC to Consider Matters While Judicial Review is Pending (Appeal)
- APPEARANCE**
 - 2.11 Nonparty Participation (Limited Appearance and Interested States)
 - 2.11.1 Limited Appearances in NRC Adjudicatory Proceedings

NRC KEY WORD INDEX

- 2.11.1.1 Requirements for Limited Appearance
- 2.11.1.2 Scope/Limitations of Limited Appearances
- 3.13.1 Compelling Appearance of Witness
- 5.11.1 Failure to Appear for Oral Argument

APPLICANT

- 1.1 Applicant for License or Permit
- 3.8.1 Duties of Applicant/Licensee (Burden and Means of Proof)
- 6.5 Communication Between Staff/Applicant/Other Parties/
Adjudicatory Bodies
- 6.5.4 Staff-Applicant Communications
- 6.5.4.2 Staff-Applicant Correspondence
- 6.17.1.1 NRC Staff Demands on Applicant or Licensee

APPLICATION

- 1.0 Application For License/Permit
- 1.2 Renewal Applications
- 1.3 Applications for Early Site Review
- 1.4 Application for License Transfer
- 1.5 Form of Application for Construction Permit/Operating License
- 1.5.1 Form of Application for Initial License/Permit
- 1.5.2 Form of Renewal Application for License/Permit (Reserved)
- 1.6 Contents of Application
- 1.6.1 Incomplete Applications
- 1.7 Docketing of License/Permit Application
- 1.8 Notice of License/Permit Application
- 1.9 Staff Review of License/Permit Application
- 1.10 Withdrawal of Application for License/Permit/Transfer
- 1.11 Abandonment of Application for License or Permit
- 2.12.7.1 Pre-License Application Licensing Board

NRC KEY WORD INDEX

6.2	Amendments to License/Permit Applications
6.5.4.1	Staff Review of Application
AREA	
2.10.5.6.6	Late-filed Areas of Concern in Informal Proceedings
3.8.3.1	Exclusion Area Controls (Means of Proof)
ARGUMENT	
5.11	Oral Argument
5.11.1	Failure to Appear for Oral Argument
5.11.2	Grounds for Postponement of Oral Argument
5.11.3	Oral Argument by Nonparties
ATOMIC SAFETY & LICENSING BOARD (ASLB) (see also BOARD)	
2.9.1	Motions Challenging ASLB Composition
2.9.1.1	Contents of Motion Challenging ASLB Composition
2.9.1.2	Evidence of Bias in Challenges to ASLB Composition
2.9.1.3	Waiver of Challenges to ASLB Composition
3.1	Licensing Board
3.3.2.3	Sudden Absence of ASLB Member at Hearing (Scheduling)
ASSISTANCE	
2.10.9.1	Financial Assistance to Intervenors
ATTENDANCE	
2.10.8.5	Attendance at/Participation in Prehearing Conferences/Hearings
3.7	Attendance at and Participation in Hearings
ATTORNEY	
2.12.2.4.1	Attorney-Client Privilege
6.4	Attorney Conduct
6.4.1	Practice Before Commission (Attorney Conduct)
6.4.2	Disciplinary Matters re Attorney Conduct
6.4.2.1	Jurisdiction of Special Board re Attorney Discipline and Conduct

NRC KEY WORD INDEX

- 6.4.2.2 Procedures in Special Disqualification Hearings re Attorney Conduct
- 6.4.2.3 Conflict of Interest (Attorney Conduct)
- AUTHORITY**
 - 3.1.1.1 Role and Authority of the Chief Judge
 - 3.1.2.2 Authority in Construction Permit Proceedings Distinguished from Authority in Operating License Proceedings
 - 3.1.2.2.A Scope of Authority in Construction Permit Proceedings
 - 3.1.2.2.B Scope of Authority in Operating License Proceedings
 - 3.1.2.3 Scope of Authority in License Amendment Proceedings
 - 3.1.2.4 Scope of Authority to Rule on Petitions and Motions
 - 3.1.2.5 Scope of Authority to Reopen the Record
 - 3.1.2.6 Scope of Authority to Rule on Contentions
 - 3.1.2.7 Authority of Licensing Board to Raise Sua Sponte Issues
 - 3.19.2 Post-Termination Authority of Commission
 - 6.3.B Application of Antitrust Laws; Remedial Authority
 - 6.14.7 Scope of Materials Proceedings/Authority of Presiding Officer
- AUTHORIZATION**
 - 6.20.2 Limited Work Authorization (Pre-permit Activities)
- AVAILABILITY**
 - 3.8.3.4 Availability of Uranium Supply (Means of Proof)
- BIAS**
 - 2.9.1.2 Evidence of Bias in Challenges to ASLB Composition
 - 3.1.4 Disqualification of a Licensing Board Member
 - 3.12.5.2 Bias or Prejudgment, Disqualification
 - 5.13 Disqualification of Commissioner
- BOARD (also see Licensing Board, Atomic Safety & Licensing Board)**
 - 3.1 Licensing Board (Hearings)
 - 3.1.1 General Role/Power of Licensing Board (Hearings)

NRC KEY WORD INDEX

- 3.1.2 Scope of Jurisdiction of Licensing Board
- 3.1.2.1 Jurisdiction Grant from the Commission
- 3.1.2.7 Authority of Licensing Board to Raise Sua-Sponte Issues
- 3.1.2.9 Licensing Board's Relationship with the NRC Staff
- 3.1.2.10 Licensing Board's Relationship with States and Other Agencies (Including CEQ)
- 3.1.2.11 Conduct of Hearing by Licensing Board
- 3.1.3 Quorum Requirements for Licensing Board Hearing
- 3.1.4 Disqualification of a Licensing Board Member (Hearings)
- 3.1.4.1 Motion to Disqualify Adjudicatory Board Member (Hearings)
- 3.1.4.3 Improperly Influencing an Adjudicatory Board Decision (Hearings)
- 3.1.5 Resignation of a Licensing Board Member (Hearings)
- 3.13.3 Board Witnesses
- 3.17 Licensing Board Findings
- 3.17.1 Independent Calculations by Licensing Board (Findings)
- 4.6.1, 4.6.2 Jurisdiction of the Licensing Board on Remand
- 4.6.3 Stays Pending Remand to Licensing Board
- 5.6 Standards for Reversing Licensing Board on Findings of Fact and Other Matters (Appeal)
- 5.7.1.2 Stays of Board Proceedings, Interlocutory Rulings, and Staff Action
- 5.7.2 Stays Pending Remand to Licensing Board
- 6.4.2.1 Jurisdiction of Special Board re Attorney Discipline and Conduct
- 6.5.5.1 Duty to Inform Adjudicatory Board of Significant Developments (Communication)
- 6.15.3 Licensing Board Actions on Motions in NRC Proceedings
- 6.18 Orders of Licensing Board and Presiding Officers

NRC KEY WORD INDEX

- 6.18.1 Compliance with Board Orders
- 6.25.8 Licensing Board Review of Proposed Sanctions

BRIEFS

- 5.2.1 Participating by filing an Amicus Curiae Brief
- 5.10 Briefs on Appeal
 - 5.10.1 Importance of Brief
 - 5.10.2 Time for Submittal of Brief (on Appeal)
 - 5.10.2.1 Time Extensions for Brief (on Appeal)
 - 5.10.2.2 Supplementary or Reply Briefs (on Appeal)
 - 5.10.3 Contents of Brief (on Appeal)
 - 5.10.3.1 Opposing Briefs (on Appeal)
 - 5.10.4 Amicus-Curiae Briefs (on Appeal)

BURDEN OF PROOF (also see DEGREE OF PROOF, MEANS OF PROOF)

- 2.10.8.1 Burden of Proof
 - 2.10.8.2.1 Affirmative Presentation by Intervenor/Participants
- 3.5.3 Burden of Proof With Regard to Summary Disposition Motions
- 3.8 Burden and Means of Proof
 - 3.8.1 Duties of Applicant/ Licensee (Burden and Means of Proof)
 - 3.8.2 Intervenor's Contentions (Burden and Means of Proof)
 - 3.8.3 Specific Issues-Means of Proof
 - 3.8.3.3 Burden and Means of Proof in Interim Licensing Suspension Cases
- 3.9 Burden of Persuasion (Degree of Proof)
 - 3.9.1 Environmental Effects Under NEPA (Burden of Persuasion at Hearing)
- 6.8.2 Degree of Proof Needed Re Endangered Species Act
- 6.25.7 Burden of Proof (Enforcement Proceedings)

NRC KEY WORD INDEX

CALCULATIONS

3.17.1

Independent Calculations by Licensing Board (Findings)

CALLS

2.8

Conference Calls

6.5.3

Telephone Conference Calls (Communication)

CAPABILITY

3.8.3.7

Management Capability (Means of Proof)

CERTIFICATION

3.16

Interlocutory Review via Directed Certification

5.8.14, 6.30.6

Certification of Gaseous Diffusion Plants

5.12.4

Certification of Questions for Interlocutory Review and Referred Rulings to the Commission

5.12.4.1

Effect of Subsequent Developments on Motion to Certify

5.12.4.2

Effect of Directed Certification on Uncertified Issues

6.16.10

Certificate of Compliance/Gaseous Diffusion Plant

CHALLENGES

2.9.1

Prehearing Motions Challenging ASLB Composition

2.9.1.1

Contents of Motion Challenging ASLB Composition

2.9.1.2

Evidence of Bias in Challenges to ASLB Composition

2.9.1.3

Waiver of Challenges to ASLB Composition

2.10.5.7

Contentions Challenging Regulations (Intervention)

2.10.5.8

Contentions Challenging Absent or Incomplete Documents (Intervention)

6.21.4

Challenges to Regulations

CIRCUMSTANCES

6.16.3

Circumstances Requiring Redrafting of Final Environmental Statement (FES)

CIVIL PENALTIES

5.8.11

Rulings on Civil Penalties (Appeals)

6.25.10

Civil Penalties (Enforcement Actions)

NRC KEY WORD INDEX

CLASS

6.16.7 Consideration of Class 9/"Remote and Speculative" Accidents in an Environmental Impact Statement (EIS)

COLLATERAL-ESTOPPEL

3.18 Res-Judicata and Collateral-Estoppel

COMMENT

6.16.3.1 Effect of Failure to Comment on Draft Environmental Statement (DES) (NEPA)

COMMENTS

3.12.1.4 Off-the-Record Comments (Rules of Evidence)

COMMISSION

3.1.2.1 Jurisdiction Grant from the Commission

3.19.2 Post-Termination Authority of Commission

5.1 Commission Review

5.1.1 Commission Review Pursuant to 2.786(b)

5.1.3 Effect of Commission's Denial of Petition for Review

5.1.4 Commission Review Pursuant to 2.714a

5.5 Scope of Commission Review

5.14 Reconsideration by the Commission

5.15 Jurisdiction of NRC to Consider Matters While Judicial Review is Pending

6.4.1 Practice Before Commission

6.14.10 Commission Review - Materials Proceedings

6.21.2 Commission Policy Statements

6.25.3.1 Commission Review of Director's Decisions under 10 CFR 2.206

6.30.2.1 Jurisdiction of Commission re Export Licensing

COMMISSIONER

5.13 Review of Disqualification of a Commissioner (Judicial Review)

COMMUNICATION

6.5 Communication Between Staff/Applicant/Other Parties/Adjudicatory Bodies

6.5.1 Ex-Parte Communications Rule

NRC KEY WORD INDEX

6.5.4	Staff-Applicant Communications
6.5.4.2	Staff-Applicant Correspondence
COMPEL	
2.12.5	Compelling Discovery
2.12.5.1	Compelling Discovery from ACRS and ACRS Consultants
3.13.1	Compelling Appearance of Witness
5.8.3	Refusal to Compel Joinder of parties (Appealability)
COMPLIANCE (see also ENFORCEMENT)	
2.12.5.2	Sanctions for Failure to Comply with Discovery Orders
6.16.10	Certificate of Compliance/Gaseous Diffusion Plant
6.18.1	Compliance with Board Orders
6.21.1	Compliance with Regulations
COMPOSITION OF BOARD	
2.9.1	Prehearing Motions Challenging ASLB Composition
2.9.1.1	Contents of Prehearing Motion Challenging ASLB Composition
2.9.1.2	Evidence of Bias in Challenges to ASLB Composition
2.9.1.3	Waiver of Challenges to ASLB Composition
CONDITIONS	
2.10.6	Conditions on Grants of Intervention
CONDUCT	
3.1.2.11	Conduct of Hearing by Licensing Board
6.4	Attorney Conduct
6.4.2	Disciplinary Matters re Attorney Conduct
6.4.2.1	Jurisdiction of Special Board re Attorney Discipline
6.4.2.2	Procedures in Special Disqualification Hearings re Attorney Conduct
6.17.5	Conduct of NRC Employees (Reserved)
CONFERENCE	
2.6	Prehearing Conferences
2.6.1	Transcripts of Prehearing Conferences

NRC KEY WORD INDEX

- 2.6.2 Special Prehearing Conferences
- 2.6.3 Prehearing Conference Order
- 2.6.3.1 Effect of Prehearing Conference Order
- 2.6.3.2 Objections to Prehearing Conference Order
- 2.6.3.3 Appeal from Prehearing Conference Order
- 2.7 Television Coverage of Prehearing Conferences
- 2.8 Conference Calls
- 2.10.8.5 Attendance at/Participation in Prehearing Conferences/Hearings
- 6.5.3 Telephone Conference Calls

CONFIDENTIAL INFORMANTS

- 2.12.2.4.2 Identity of Confidential Informants

CONFLICT OF INTEREST

- 6.4.2.3 Conflict of Interest (Attorney Conduct)

CONSIDERATION

- 2.10.3.3.3 Consideration of Untimely Petitions to Intervene
- 3.3.2.1 Factors Considered in Hearing Postponement
- 5.5.3 Matters Considered on Appeal of Ruling Allowing Late Intervention
- 5.14 Reconsideration by the Commission
- 6.1.3 Matters to be Considered in License Amendment Proceedings
- 6.1.3.1 Specific Matters Considered in License Amendment Proceedings
- 6.1.4.4 Matters Considered in Hearings on License Amendments
- 6.1.5 Primary Jurisdiction to Consider License Amendment in Special Hearing
- 6.3 Antitrust Considerations
- 6.3.1 Consideration of Antitrust Matters After the Construction Permit Stage
- 6.10.1 Consideration of Generic Issues in Licensing Proceedings
- 6.16 NEPA Considerations

NRC KEY WORD INDEX

6.16.6.1	Consideration of Specific Costs Under NEPA
6.16.7	Consideration of Class 9/"Remote and Speculative" Accidents in an Environmental Impact Statement (EIS)
6.31.3.1	Consideration of Financial Qualifications
6.31.3.2	Antitrust Considerations
CONSOLIDATION	
2.10.8.2.2	Consolidation of Intervenor Presentations
3.3.6	Consolidation of Hearings and of Parties (Scheduling)
5.5.4	Consolidation of Appeals on Generic Issues
5.8.3.1	Order Consolidating Parties (Appealability)
CONSTRUCTION PERMITS	
1.5	Form of Application for Construction Permit/Operating License
3.1.2.2	Authority in Construction Permit Proceedings Distinguished From Authority in Operating License Proceedings
3.1.2.2.A	Scope of Authority in Construction Permit Proceedings
3.4.5	Construction Permit Extension Proceedings
3.4.5.1	Scope of Construction Permit Extension Proceedings
3.4.5.2	Contentions in Construction Permit Extension Proceedings
3.5.7.2	Construction Permit Hearings (Summary Disposition)
4.4.3	Reopening Construction Permit Hearings to Address New Generic Issues
5.8.13	Authorization of Construction Permit
6.1	Amendments to Existing Licenses and/or Construction Permits
6.3.1	Consideration of Antitrust Matters After the Construction Permit Stage
6.10.2.1	Effect of Unresolved Generic Issues in Construction Permit Proceedings
CONSULTANTS	
2.12.5.1	Compelling Discovery From ACRS and ACRS Consultants
CONTENT	
1.6	Contents of Application

NRC KEY WORD INDEX

2.5.1	Contents of Notice of Hearing
2.9.1.1	Contents of Motion Challenging ASLB Composition
3.5.4	Content of Motions for Responses to Summary Disposition
3.5.9	Content of Summary Disposition Orders
4.4.1.2	Contents of Motion to Reopen Hearing (Reserved)
5.10.3	Contents of Brief (on Appeal)
CONTENTIONS	
2.10.5	Contentions of Intervenors
2.10.5.1	Scope of Contentions
2.10.5.2	Pleading Requirements for Contentions
2.10.5.2.1	Bases for Contentions
2.10.5.2.2	Specificity of Contentions
2.10.5.4	Response to Contentions
2.10.5.5	Material Used in Support of Contentions
2.10.5.6	Timeliness of Submission of Contentions
2.10.5.7	Contentions Challenging Regulations
2.10.5.8	Contentions Involving Generic Issues/Subject of Rulemaking
2.10.5.9	Contentions Challenging Absent or Incomplete Documents
2.10.5.10	Contentions re Adequacy of Security Plan
2.10.5.11	Defective Contentions
2.10.5.12	Discovery to Frame Contentions
2.10.5.13	Stipulations on Contentions (Reserved)
3.1.2.6	Scope of Authority to Rule on Contentions
3.4.1	Intervenor's Contentions (Admissibility at Hearing)
3.8.2	Intervenor's Contentions - Burden and Means of Proof
CONVENIENCE	
2.3.2	Convenience of Litigants Affecting Hearing Location

NRC KEY WORD INDEX

- 3.3.1.2 Convenience of Litigants re Hearing Schedule
- 3.3.5.2 Convenience of Litigants Affecting Hearing Location
- COOLING SYSTEMS**
 - 6.16.8.4 Relationship to EPA with Regard to Cooling Systems (Power of NRC Under NEPA)
- CORRESPONDENCE**
 - 6.5.4.2 Staff-Applicant Correspondence
- COSTS**
 - 2.10.9 Cost of Intervention
 - 3.8.3.5 Environmental Costs (Reserved)
 - 3.8.3.5.1 Cost of Withdrawing Farmland from Production (Means of Proof)
 - 3.13.4.1 Fees for Expert Witnesses
 - 6.16.6.1 Consideration of Specific Costs Under NEPA
 - 6.16.6.1.1 Cost of Withdrawing Farmland from Production (NEPA of Considerations)
 - 6.16.6.1.2 Socioeconomic Costs as Affected by Increased Employment and Taxes from Proposed Facility
- COST-BENEFIT ANALYSIS**
 - 6.16.4.2 Standards for Conducting Cost-Benefit Analysis Related to Alternatives
 - 6.16.6 Cost-Benefit Analysis Under NEPA
- COUNSEL (also see ATTORNEY)**
 - 2.10.2 Intervenor's Need for Counsel
- CROSS-EXAMINATION**
 - 2.10.8.3 Cross-Examination by Intervenors
 - 3.14 Cross-Examination
 - 3.14.1 Cross-Examination by Intervenors
 - 3.14.2 Cross-Examination by Experts
 - 3.14.3 Inability to Cross-Examine as Grounds to Reopen
- DECISIONS**
 - 3.1.2.1.1 Effect of Commission Decisions/Precedent
 - 3.1.4.3 Improperly Influencing an Adjudicatory Board Decision (Hearings)

NRC KEY WORD INDEX

- 4.3 Initial Decisions (Post-Hearing Matters)
- 4.3.1 Reconsideration of Initial Decision
- 5.1.7 Precedential Weight Accorded Previous Appeal Board Decisions
- 5.7.1.1 Stays of Initial Decisions
- 5.7.5 Immediate Effectiveness Review of Operating License Decisions
- 5.8.7 Advisory Decisions on Trial Rulings (Appeal)
- 5.8.9 Partial Initial Decisions (Appeal)
- 5.9.1 General Requirements for Petition for Review of an Initial Decision
- 6.25.3.1 Commission Review of Director's Decisions Under 10 CFR 2.206
- DECOMMISSIONING**
 - 6.6 Decommissioning
 - 6.6.1 Decommissioning Plan
 - 6.6.1.2 Decommissioning Funding
 - 6.31.3.5 Decommissioning (License Transfer)
- DEFECTS IN PLEADING**
 - 1.6.1 Incomplete Applications
 - 2.10.3.2 Defects in Pleadings (Intervention)
 - 2.10.5.11 Defective Contentions (Intervention)
- DEFERRAL**
 - 3.3.2.2 Effect of Plant Deferral on Hearing Postponement
- DEGREE OF PROOF (see also BURDEN OF PROOF)**
 - 3.8 Burden and Means of Proof
 - 6.8.2 Degree of Proof Needed re Endangered Species Act
- DELIBERATIVE PROCESS**
 - 2.12.2.4.3 FOIA Exemptions-Executive/Deliberative Process Privilege
- DEMANDS**
 - 6.17.1.1 Staff Demands on Applicant or Licensee
- DEVELOPMENTS**
 - 5.12.4.1 Effect of Subsequent Developments on Motion to Certify

NRC KEY WORD INDEX

- 6.5.5 Notice of Relevant Significant Developments (Communication)
- 6.5.5.1 Duty to Inform Adjudicatory Board of Significant Developments (Communications)

DIRECTED CERTIFICATION

- 3.16 Interlocutory Review via Directed Certification
- 5.12.4 Certification of Questions for Interlocutory Review and Referred Rulings
- 5.12.4.2 Effect of Directed Certification on Uncertified Issues

DIRECTOR'S DECISIONS

- 6.25.3.1 Commission Review of Director's Decisions Under 10 CFR 2.206

DISAGREEMENTS

- 3.3.3 Scheduling Disagreements Among Parties to Hearings

DISCIPLINE

- 6.4.2 Disciplinary Matters re Attorney
- 6.4.2.1 Jurisdiction of Special Board re Attorney Discipline

DISCLOSURE

- 2.12.2.4 Privileged Matter (Discovery)
- 6.24 Disclosure of Information to the Public
- 6.24.1 Freedom of Information Act Disclosure
- 6.24.2 Privacy Act Disclosure (Reserved)
- 6.24.3 Disclosure of Proprietary Information
- 6.24.3.1 Protecting Information Where Disclosure is Sought in an Adjudicatory Proceeding
- 6.24.3.2 Security Plan Information Under 10 CFR 2.790(d) (Disclosure)

DISCOVERY (See generally Section 2.12)

- 2.10.5.12 Discovery to Frame Contentions (Intervention)
- 2.12 Discovery
- 2.12.1 Time for Discovery
- 2.12.2 Discovery Rules
- 2.12.2.1 Construction of Discovery Rules
- 2.12.2.2 Scope of Discovery

NRC KEY WORD INDEX

- 2.12.2.3 Requests for Discovery During Hearing
- 2.12.2.4 Privileged Matter (Exception to Discovery Rules)
- 2.12.2.5 Protective Orders (Effect on Discovery)
- 2.12.2.6 Work Product (Exception to Discovery Rules)
- 2.12.2.7 Updating Discovery Responses
- 2.12.2.8 Interrogatories (Discovery)
- 2.12.3 Discovery Against the Staff
- 2.12.4 Responses to Discovery Requests
- 2.12.5 Compelling Discovery/Subpoenas
- 2.12.5.1 Compelling Discovery From ACRS and ACRS Consultants
- 2.12.5.2 Sanctions for Failure to Comply with Discovery Orders
- 2.12.6 Appeals of Discovery Rulings
- 2.12.7 Discovery in High Level Waste Proceedings
- 4.4.4 Discovery to Obtain Information to Support Reopening of Hearing is Not Permitted
- 5.8.2 (Appeal of) Discovery Rulings
- 5.8.2.1 (Appeal of) Rulings on Discovery Against Nonparties
- 5.8.2.2 (Appeal of) Rulings Curtailing Discovery
- 6.3.3 Discovery in Antitrust Proceedings
- 6.3.3.1 Discovery Cutoff Dates for Antitrust Proceedings

DISCRETIONARY INTERVENTION

- 2.10.4.2 Discretionary Intervention

DISCRETIONARY REVIEW (also see APPEALS)

- 5.1 Commission Review
- 5.1.1 Commission Review Pursuant to 2.786(b)

DISQUALIFICATION

- 3.1.4 Disqualification of a Licensing Board Member (Hearings)
- 3.1.4.1 Motion to Disqualify Adjudicatory Board Member

NRC KEY WORD INDEX

- 3.1.4.2 Grounds for Disqualification of Adjudicatory Board Member (Hearings)
- 5.13 Disqualification of a Commissioner
- 6.4.2.2 Procedures in Special Disqualification Hearings re Attorney Conduct
- DOCKETING**
 - 1.7 Docketing of License or Permit Application
- DOCUMENTS (also see DISCOVERY)**
 - 2.10.5.9 Contentions Challenging Absent or Incomplete Documents (Intervention)
 - 2.10.8.6 Pleadings and Documents of Intervenors
 - 3.12.1.3 Reliance on Scientific Treatises, Newspapers, Periodicals
 - 3.12.1.6 Government Documents (Rules of Evidence)
 - 6.17.3 Status of Staff Position and Working Papers
- DRAFT ENVIRONMENTAL STATEMENT (DES)**
 - 6.16.3.1 Effect of Failure to Comment on Draft Environmental Statement (DES) (NEPA)
- DUTY**
 - 3.7.1 Duties of Applicant/Licensee (Burden and Means of Proof)
 - 6.5.5.1 Duty to Inform Adjudicatory Board of Significant Developments (Communication)
- EARLY SITE REVIEW**
 - 1.3 Applications for Early Site Review
 - 6.7 Early Site Review Procedures
 - 6.7.1 Scope of Early Site Review
- EFFECTIVENESS**
 - 5.7.5 Immediate Effectiveness of Operating License Decisions
 - 6.25.5.1 Review of Immediate Effectiveness of Enforcement Order
- ENVIRONMENTAL IMPACT STATEMENT (EIS) (see ENVIRONMENTAL REVIEW)**
 - 2.10.4.1.1.1.F Injury Due to Failure to Prepare an EIS
 - 6.16.1 Environmental Impact Statement (EIS)
 - 6.16.1.1 Need to Prepare an EIS

NRC KEY WORD INDEX

6.16.1.2	Scope of EIS (NEPA)
6.16.2	Role of EIS
6.16.3.2	Stays Pending Remand for Inadequate EIS (NEPA)
6.31.3.3	Need for EIS Preparation
EMPLOYEES	
6.17.5	Conduct of NRC Employees
EMPLOYMENT	
6.16.6.1.2	Socioeconomic Costs as Affected by Increased Employment and Taxes from Proposed Facility
ENDANGERED SPECIES ACT	
6.8	Endangered Species Act
6.8.1	Required Findings re Endangered Species Act
6.8.2	Degree of Proof Needed re Endangered Species Act
ENFORCEMENT	
6.25	Enforcement Proceedings
6.25.1	NRC Enforcement Authority
6.25.2	Enforcement Procedures
6.25.2.2	Intervention (in Enforcement Proceedings)
6.25.3	Petitions for Enforcement Actions under 10 CFR 2.206
6.25.4	Grounds for Enforcement Orders
6.25.5	Immediately Effective Orders
6.25.5.1	Review of Immediate Effectiveness of Enforcement Order
6.25.6	Issues in Enforcement Proceedings
6.25.9	Stay of Enforcement Proceedings
6.25.10	Civil Penalty Proceedings
6.25.11	Settlement of Enforcement Proceedings
6.25.12	Inspection and Investigations
ENVIRONMENTAL JUSTICE	
6.16.8.6	Environmental Justice

NRC KEY WORD INDEX

ENVIRONMENTAL PROTECTION AGENCY (EPA)

- 6.16.8.4 Relationship to EPA with Regard to Cooling Systems (Power of NRC Under NEPA)

ENVIRONMENTAL REVIEW

- 3.8.3.5 Environmental Costs (Means of Proof)
- 6.8 Endangered Species Act
- 6.16 NEPA Considerations
 - 6.16.1 Environmental Impact Statements (EIS) Under NEPA
 - 6.16.1.1 Need to Prepare an EIS (NEPA)
 - 6.16.2 Role of Environmental Impact Statements (NEPA)
 - 6.16.3 Circumstances Requiring Redrafting of Final Environmental Statement (FES)
 - 6.16.4 Alternatives
 - 6.16.6.1 Consideration of Specific Costs under NEPA
 - 6.16.7 Consideration of Class 9/"Remote and Speculative" Accidents in an Environmental Impact Statement (EIS)
 - 6.16.8 Power of NRC under NEPA
 - 6.16.8.5 NRC Power under NEPA with Regard to FWPCA
 - 6.16.8.6 Environmental Justice

EVIDENCE (also see WITNESSES; generally Section 3.12)

- 2.9.1.2 Evidence of Bias in Challenges to ASLB Composition
- 2.10.8.2 Presentation of Evidence (Intervenors)
- 3.12 Evidence
 - 3.12.1 Rules of Evidence
 - 3.12.1.1 Admissibility of Evidence (Rules)
 - 3.12.1.1.1 Admissibility of Hearsay Evidence (Rules)
 - 3.12.1.5 Presumptions and Inferences (Rules of Evidence)
 - 3.12.3 Presentation of Evidence by Intervenors (Rules)
 - 3.12.4 Evidentiary Objections (Rules of Evidence)

NRC KEY WORD INDEX

- 5.8.12 Evidentiary Rulings (Appeals)
- EX PARTE COMMUNICATIONS**
 - 6.5.1 Ex Parte Communications Rule
 - 6.5.2 "Separation of Functions" Rules
- EXCLUSION AREA**
 - 3.8.3.1 Exclusion Area Controls (Means of Proof)
- EXPANDING INTERVENTION**
 - 2.10.3.4 Amendment of Petition Expanding Scope of Intervention
- EXPEDITED PROCEEDINGS**
 - 3.1.2.8 Expedited Proceedings; Timing of Rulings
- EXPERTS**
 - 3.13.4 Expert Witnesses
 - 3.13.4.1 Fees for Expert Witnesses
 - 3.14.2 Cross-Examination by Experts
- EXPORT LICENSES**
 - 2.10.4.1.3 Standing to Intervene in Export Licensing Cases
 - 3.2 Export Licensing Hearings
 - 3.2.1 Scope of Export Licensing Hearings
 - 3.2.2 Standing to Intervene in Export License Hearings
 - 3.2.3 Hearing Requests
 - 3.4.6 Export Licensing Proceedings Issues
 - 6.30.2 Export Licensing
 - 6.30.2.1 Jurisdiction of Commission re Export Licensing
 - 6.30.2.2 Export License Criteria
 - 6.30.2.3 HEU Export License—Atomic Energy Act
- EXTENSION OF CONSTRUCTION PERMIT**
 - 3.4.5 Construction Permit Extension Proceedings
 - 3.4.5.1 Scope of Construction Permit Extension Proceedings
 - 3.4.5.2 Contentions in Construction Permit Extension Proceedings

NRC KEY WORD INDEX

EXTENSIONS OF TIME

- 3.3.2.4 Time Extensions for Case Preparation Before Hearing
- 5.10.2.1 Time Extensions for Brief (on Appeal)

FACILITY

- 3.8.3.2 Need for Facility (Means of Proof)
- 6.1.6 Facility Changes Without License Amendments
- 6.16.5 Need for Facility (NEPA Considerations)
- 6.16.6.1.2 Socioeconomic Costs as Affected by Increased Employment and Taxes from Proposed Facility
- 6.29 Termination of Facility Licenses

FACT

- 2.10.4.1.1 "Injury-in-Fact" and "Zone of Interest" Tests for Standing to Intervene
- 2.10.4.1.1.1 "Injury-in-Fact" Test
- 2.10.8.4 Intervenor's Right to File Proposed Findings
- 3.11 Official Notice of Facts
- 5.6 Standards for Reversing Licensing Board on Findings of Fact and Other Matters

FAILURE

- 2.10.4.1.1.1.F Injury Due to Failure to Prepare an EIS
- 2.12.5.2 Sanctions for Failure to Comply with Discovery Orders
- 4.2.2 Failure to File Proposed Findings (Post-Hearing Matters)
- 5.5.2 Effect on Appeal of Failure to File Proposed Findings
- 5.11.1 Failure to Appear for Oral Argument
- 6.16.3.1 Effect of Failure to Comment on Draft Environmental Statement (DES) (NEPA)

FALSE STATEMENTS

- 1.5.2 Material False Statements in Applications for License or Permit
- 6.25.13 False Statements

FARMLAND

- 3.8.3.5.1 Cost of Withdrawing Farmland from Production (Means of Proof)

NRC KEY WORD INDEX

6.16.6.1.1 Cost of Withdrawing Farmland from Production (NEPA Considerations)

FEDERAL REGISTER

1.8.1 Publication of Notice in Federal Register

2.5.3 Publication of Notice of Hearing in Federal Register

FEDERAL WATER POLLUTION CONTROL ACT (FWPCA)

6.16.8.5 NRC Power Under NEPA with Regard to FWPCA

FEES

3.13.4.1 Fees for Expert Witnesses

FILING

Chart Distinction between Filing and Service

Chart When Filing is Deemed Complete

2.10.3.3.1 Time for Filing Intervention Petitions

2.10.3.3.3.A Factor #1-Good Cause for Late Filing (Intervention)

2.10.5.6.1 Factor #1-Good Cause for Late Filing (Contentions)

2.10.5.6.6 Late-filed Areas of Concern in Informal Proceedings

2.10.8.4 Intervenor's Right to File Proposed Findings

3.5.5 Time for Filing Motions for Summary Disposition

3.5.6 Time for Filing Response to Summary Disposition Motion

4.4.1.1 Time for Filing Motion to Reopen Hearing

4.2.1 Intervenor's Right to File Proposed Findings (Post-Hearing Matters)

4.2.2 Failure to File Proposed Findings (Post-Hearing Matters)

5.5.2 Effect on Appeal of Failure to File Proposed Findings

6.14.4 Time for Filing Intervention Petitions- Materials Proceedings

6.15.2.1 Time for File Responses to Motions

FINAL ENVIRONMENTAL STATEMENT (also see EIS, ENVIRONMENTAL REVIEW, DRAFT ENVIRONMENTAL IMPACT STATEMENT)

6.16.3 Circumstances Requiring Redrafting of Final Environmental Statement (FES)

NRC KEY WORD INDEX

FINANCIAL ASSISTANCE

2.10.9.1 Financial Assistance to Intervenors

FINANCIAL QUALIFICATIONS

6.9 Financial Qualifications

6.31.3.1 Consideration of Financial Qualifications

FINDINGS

2.10.8.4 Intervenor's Right to File Proposed Findings

3.17 Licensing Board Findings

3.17.1 Independent Calculations by Licensing Board (Findings)

4.2 Proposed Findings (Post-Hearing Matters)

4.2.1 Intervenor's Right to File Proposed Findings (Post-Hearing Matters)

4.2.2 Failure to File Proposed Findings (Post-Hearing Matters)

5.5.2 Effect on Appeal of Failure to File Proposed Findings

5.6 Standards for Reversing Licensing Board on Findings of Fact (Appeal)

6.8.1 Required Findings re Endangered Species Act

FOREIGN AFFAIRS

6.30.1 Military or Foreign Affairs Functions (Procedures)

FORM

1.5 Form of Application for Construction Permit/Operating License

1.5.1 Form of Application for Initial License/Permit

1.5.2 Form of Renewal Application for License/Permit

6.15.1 Form of Motion

FREEDOM OF INFORMATION ACT (FOIA)

2.12.2.4.3 FOIA Exemptions—Executive/Deliberative Process Privilege

6.24.1 Freedom of Information Act Disclosure

FUEL

6.16.9 Spent Fuel Pool Proceedings (NEPA)

6.30.2.3 HEU Export License—Atomic Energy Act

NRC KEY WORD INDEX

GASEOUS DIFFUSION PLANTS

- 5.8.14 Certification of Gaseous Diffusion Plants (Appeals)
- 6.16.10 Certificate of Compliance/Gaseous Diffusion Plant
- 6.30.6 Certification of Gaseous Diffusion Plants

GENERAL DESIGN CRITERIA

- 6.21.6 General Design Criteria

GENERIC ISSUES

- 2.10.5.8 Contentions Involving Generic Issues/Subject of Rulemaking
- 4.4.3 Reopening Construction Permit Hearings to Address New Generic Issues
- 5.5.4 Consolidation of Appeals on Generic Issues
- 6.10 Generic Issues
- 6.10.1 Consideration of Generic Issues in Licensing Proceedings
- 6.10.2 Effect of Unresolved Generic Issues
- 6.10.2.1 Effect of Unresolved Generic Issues in Construction Permit Proceedings
- 6.10.2.2 Effect of Unresolved Generic Issues in Operating License Proceedings
- 6.22.2 Generic Issues and Rulemaking

GOVERNMENT DOCUMENTS

- 3.12.1.6 Government Documents (Rules of Evidence)

GROUND

- 3.1.4.2 Grounds for Disqualification of Adjudicatory Board Member (Hearings)
- 3.14.3 Inability to Cross-Examine as Grounds to Reopen
- 4.4.2 Grounds for Reopening Hearing
- 5.11.2 Grounds for Postponement of Oral Argument
- 6.25.4 Grounds for Enforcement Orders

GUIDES

- 6.17.2 Status of NRC Staff Regulatory Guides
- 6.17.4 Status of Standard Review Plan

NRC KEY WORD INDEX

6.21.3 Regulatory Guides

HEARING (See generally Section 3)

- 2.1 Scheduling of Hearings
- 2.2 Necessity of Hearing
 - 2.2.1 Materials License Hearings
 - 2.2.2 Operating License/Amendment Hearings
 - 2.2.3 Hearings on Exemptions
 - 2.2.4 License Transfer Hearings
 - 2.2.5 Miscellaneous Hearings
- 2.3 Location of Hearing
 - 2.3.1 Public Interest Requirements Affecting Hearing Location
 - 2.3.2 Convenience of Litigants Affecting Hearing Location
- 2.4 Issues for Hearing
- 2.5 Notice of Hearing
 - 2.5.1 Contents of Notice of Hearing
 - 2.5.2 Adequacy of Notice of Hearing
 - 2.5.3 Publication of Notice of Hearing in Federal Register
- 2.10.8 Rights of Intervenors at Hearing
 - 2.10.8.5 Attendance at or Participation in Prehearing Conference or Hearing
- 2.12.2.3 Requests for Discovery During Hearing
- 3.0 Hearings
 - 3.1.1 General Role/Power of Licensing Board (Hearings)
 - 3.1.2.11 Conduct of Hearing by Licensing Board
 - 3.1.3 Quorum Requirements for Licensing Board Hearing
- 3.2 Export Licensing Hearings
 - 3.2.1 Scope of Export Licensing Hearings

NRC KEY WORD INDEX

- 3.2.2 Standing to Intervene in Export License Hearings
- 3.2.3 Hearing Requests
- 3.3 Hearing Scheduling Matters
 - 3.3.1 Scheduling of Hearings
 - 3.3.1.1 Public Interest Requirements re Hearing Schedule
 - 3.3.1.2 Convenience of Litigants re Hearing Schedule
 - 3.3.1.3 Adjourned Hearings
 - 3.3.2 Postponement of Hearings
 - 3.3.2.1 Factors Considered in Hearing Postponement
 - 3.3.2.2 Effect of Plant Deferral on Hearing Postponement
 - 3.3.2.3 Sudden Absence of ASLB Member at Hearing (Scheduling)
 - 3.3.2.4 Time Extensions for Case Preparation Before Hearing
 - 3.3.4 Appeals of Hearing Date Rulings (Scheduling)
 - 3.3.5 Location of Hearing (Reserved)
 - 3.3.5.1 Public Interest Requirements re Hearing Location (Scheduling)
 - 3.3.5.2 Convenience of Litigants Affecting Hearing Location (Scheduling)
 - 3.3.6 Consolidation of Hearings and of Parties (Scheduling)
 - 3.3.7 In-Camera Hearings (Scheduling)
- 3.4 Issues for Hearing
 - 3.4.1 Intervenor's Contentions (Admissibility at Hearing)
 - 3.4.4 Separate Hearings on Special issues
- 3.5.7.1 Operating License Hearings
- 3.5.7.2 Construction Permit Hearings (Use of Summary Disposition)
- 3.7 Attendance at and Participation in Hearings
- 3.8 Burden and Means of Proof at Hearing
- 3.13 Witnesses at Hearings

NRC KEY WORD INDEX

- 3.15 Record of Hearing
- 3.15.1 Supplementing Hearing Record by Affidavits
- 3.15.2 Reopening Hearing Record
- 3.15.3 Material Not Contained in Hearing Record
- 4.4 Reopening Hearings
- 4.4.1 Motions to Reopen Hearing
- 4.4.1.2 Contents of Motion to Reopen Hearing
- 4.4.2 Grounds for Reopening Hearing
- 4.4.3 Reopening Construction Permit Hearings to Address New Generic issues
- 4.4.4 Discovery to Obtain Information to Support Reopening of Hearing is not permitted
- 6.1.4 Hearing Requirements for License/Permit Amendments
- 6.1.4.1 Notice of Hearing on License/Permit Amendments (Reserved)
- 6.1.4.4 Matters Considered in Hearings on License Amendments
- 6.1.5 Primary Jurisdiction to Consider License Amendment in Special Hearing
- 6.4.2.2 Procedures in Special Disqualification Hearings re Attorney Conduct
- 6.30 Procedures in Other Types of Hearings

HEARSAY

- 3.12.1.1.1 Admissibility of Hearsay Evidence (Rules)

HISTORIC PRESERVATION

- 6.33 National Historic Preservation Act Requirements

HYPOTHETICAL QUESTIONS

- 3.12.1.2 Hypothetical Questions (Rules of Evidence)

IMMEDIATE EFFECTIVENESS

- 5.7.5 Immediate Effectiveness Review of Operating License Decisions
- 6.25.5 Immediately Effective Orders
- 6.25.5.1 Review of Immediate Effectiveness of Enforcement Order

NRC KEY WORD INDEX

IMPROPER INFLUENCE

3.1.4.3 Improperly Influencing an Adjudicatory Board Decision (Hearings)

IN CAMERA

3.3.7 In Camera Hearings (Scheduling)

INCOMPLETE DOCUMENTS

1.6.1 Incomplete Applications for License or Permit

2.10.3.2 Defects in Pleadings (Intervention)

2.10.5.9 Contentions Challenging Absent or Incomplete Documents (Intervention)

INDEPENDENT CALCULATIONS

3.17.1 Independent Calculations by Licensing Board (Findings)

INDIAN TRIBES

2.10.4.1.2.3 Governments/Indian Tribes and Organizational Standing

INFERENCES

3.12.1.5 Presumptions and Inferences (Rules of Evidence)

INFORM, DUTY TO

6.5.5.1 Duty to Inform Adjudicatory Board of Significant Developments (Communications)

INFORMATION

6.24 Disclosure of Information to the Public

6.24.1 Freedom of Information Act Disclosure

6.24.3 Disclosure of Proprietary Information

6.24.3.1 Protecting Information Where Disclosure is Sought in an Adjudicatory Proceeding

6.24.3.2 Security Plan Information Under 10 CFR 2.790(d) (Disclosure)

INITIAL DECISIONS

4.3 Initial Decisions (Post-Hearing Matters)

4.3.1 Reconsideration of Initial Decision (Post-Hearing Matters)

5.7.1.1 Stays of Initial Decisions

5.8.9 (Appeal of) Partial Initial Decisions

5.9.1 General Requirements for Petition for Review of an Initial Decision

NRC KEY WORD INDEX

INJURY-IN-FACT

2.10.4.1.1 "Injury-in-Fact" and "Zone of Interest" Tests for Standing to Intervene

2.10.4.1.1.1 "Injury-in-Fact" Test

INSPECTION

6.25.12 Inspection and Investigations

INSPECTOR GENERAL

6.25.14 Independence of Inspector General

INTEREST

2.3.1 Public Interest Requirements Affecting Hearing Location

2.10.3.3.3.B Factor #2-Other Means for Protecting Petitioner's Interests (Intervention)

2.10.3.3.3.D Factor #4-Extent Petitioner's Interests will be Represented by Other Parties (Intervention)

2.10.4 Interest and Standing for Intervention

2.10.4.1.1 "Injury-in-Fact" and "Zone of Interest" Tests for Standing to Intervene

2.10.4.1.1.2 "Zone of Interests" Test

2.10.5.6.2 Factor #2-Other Means Available to Protect the Petitioner's Interest (Contentions)

2.10.5.6.4 Factor #4-Extent Petitioner's Interests are Represented By Other Parties (Contentions)

3.3.1.1 Public Interest Requirements re Hearing Schedule

3.3.5.1 Public Interest Requirements re Hearing Location (Scheduling)

5.7.1.3.3 Harm to Other Parties and Where the Public Interest Lies

INTERESTED STATES

2.11 Nonparty Participation (Limited Appearance and Interested States)

2.11.2 Participation by Nonparty Interested States and Local Governments

INTERIM SUSPENSION

3.8.3.3 Burden and Means of Proof in Interim Licensing Suspension Cases

NRC KEY WORD INDEX

INTERLOCUTORY REVIEW (See generally Section 5.12)

- 3.16 Interlocutory Review via Directed Certification
- 5.12 Interlocutory Review
- 5.12.1 Interlocutory Review Disfavored
- 5.12.2 Criteria for Interlocutory Review
 - 5.12.2.1 Irreparable Harm
 - 5.12.2.2 Pervasive and Unusual Effect on the Proceeding
- 5.12.3 Responses Opposing Interlocutory Review
- 5.12.4 Certification of Questions for Interlocutory Review and Referred Rulings

INTERPRETATION

- 6.21.5 Agency's Interpretation of Its Own Regulations

INTERROGATORIES

- 2.12.2.8 Interrogatories (Discovery)

INTERVENORS (See generally Section 2.10)

- 2.10.2 Intervenor's Need for Counsel
- 2.10.5 Contentions of Intervenors
- 2.10.5.3 Requirement of Oath from Intervenors
- 2.10.7 Reinstatement of Intervenor after Withdrawal
- 2.10.8 Rights of Intervenors at Hearing
 - 2.10.8.2 Presentation of Evidence (Intervenors)
 - 2.10.8.2.1 Affirmative Presentation by Intervenor-Participants
 - 2.10.8.2.2 Consolidation of Intervenor Presentations
 - 2.10.8.3 Cross-Examination by Intervenors
 - 2.10.8.4 Intervenor's Right to File Proposed Findings
 - 2.10.8.6 Pleadings and Documents of Intervenors
- 2.10.9.1 Financial Assistance to Intervenors

NRC KEY WORD INDEX

- 2.10.9.2 Intervenor's Witnesses
- 2.10.10 Appeals by Intervenors
- 3.4.1 Intervenor's Contentions (Admissibility at Hearing)
- 3.8.2 Intervenor's Contentions (Burden and Means of Proof)
- 3.12.3 Presentation of Evidence by Intervenors (Rules)
- 3.14.1 Cross-Examination by Intervenors
- 4.2.1 Intervenor's Right to File Proposed Findings (Post-Hearing Matters)

INTERVENTION/INTERVENE

- 2.10 Intervention
- 2.10.1 General Policy on Intervention
- 2.10.3 Petitions to Intervene
- 2.10.3.3.1 Time for Filing Intervention Petitions
- 2.10.3.3.1.A Timeliness of Amendments to Intervention Petitions
- 2.10.3.3.2 Sufficiency of Notice of Time Limits on Intervention
- 2.10.3.3.3 Consideration of Untimely Petitions to Intervene
- 2.10.3.3.4 Appeals from Rulings on Late Intervention
- 2.10.3.3.5 Mootness of Petitions to Intervene
- 2.10.3.4 Amendment of Petition Expanding Scope of Intervention
- 2.10.3.5 Withdrawal of Petition to Intervene
- 2.10.3.6 Intervention in Antitrust Proceedings
- 2.10.3.7 Intervention in High-Level Waste Licensing Proceedings
- 2.10.3.8 Intervention in Informal, Subpart L Proceedings
- 2.10.4 Interest and Standing for Intervention
- 2.10.4.1 Judicial Standing to Intervene
- 2.10.4.1.1 "Injury in Fact" and "Zone of Interests" Tests for Standing to Intervene

NRC KEY WORD INDEX

- 2.10.4.1.2 Standing of Organizations to Intervene
- 2.10.4.1.3 Standing to Intervene in Export Licensing Cases
- 2.10.4.1.4 Standing to Intervene in License Transfer Proceedings
- 2.10.4.2 Discretionary Intervention
- 2.10.6 Conditions on Grants of Intervention
- 2.10.9 Cost of Intervention
- 2.10.11 Intervention in Remanded Proceedings
- 3.2.2 Standing to Intervene in Export License Hearings
- 5.5.3 Matters Considered on Appeal of Ruling Allowing Late Intervention
- 5.6.1 Standards for Reversal of Rulings on Intervention
- 6.1.4.2 Intervention on License/Permit Amendments
- 6.3.2 Intervention in Antitrust Proceedings
- 6.14.4 Time for Filing Intervention Petitions- Materials Proceedings
- 6.25.2.2 Intervention in Enforcement Proceedings

INVESTIGATIONS

- 6.25.12 Inspections and Investigations
- 6.25.14 Independence of Inspector General

ISSUES

- 2.10.5.8 Contentions Involving Generic Issues (Intervention)
- 3.1.2.7 Authority of Licensing Board to Raise Sua-Sponte Issues
- 3.4 Issues for Hearing
- 3.4.2 Issues Not Raised by Parties at Hearing
- 3.4.3 Issues Not Addressed by a Party at Hearing
- 3.4.4 Separate Hearings on Special Issues
- 3.4.6 Export Licensing Proceedings Issues
- 3.8.3 Specific Issues (Means of Proof)

NRC KEY WORD INDEX

- 4.4.3 Reopening Construction Permit Hearings to Address New Generic Issues
- 5.5.1 Issues Raised for the First Time on Appeal or in a Petition for Review
- 5.5.4 Consolidation of Appeals on Generic Issues
- 5.12.4.2 Effect of Directed Certification on Uncertified Issues
- 6.10 Generic Issues
 - 6.10.1 Consideration of Generic Issues in Licensing Proceedings
 - 6.10.2 Effect of Unresolved Generic Issues
 - 6.10.2.1 Effect of Unresolved Generic Issues in Construction Permit Proceedings
 - 6.10.2.2 Effect of Unresolved Generic Issues in Operating License Proceedings
 - 6.22.2 Generic Issues and Rulemaking
 - 6.25.6 Issues in Enforcement Proceedings
- JOINDER**
 - 5.8.3 Refusal to Compel Joinder of Parties (Appealability)
- JUDICIAL REVIEW**
 - 5.7.3 Stays Pending Judicial Review of Appeal Board Decision
 - 5.7.4 Stays Pending Remand After Judicial Review
 - 5.15 Jurisdiction of NRC to Consider Matters While Judicial Review is Pending (Appeal)
- JURISDICTION**
 - 3.1.2 Scope of Jurisdiction of the Licensing Board
 - 3.1.2.1 Jurisdiction Grant from the Commission
 - 4.6.1 Jurisdiction of the Licensing Board on Remand
 - 4.6.2 Jurisdiction of the Board on Remand
 - 5.15 Jurisdiction of NRC to Consider Matters While Judicial Review is Pending (Appeal)

NRC KEY WORD INDEX

- 6.1.5 Primary Jurisdiction to Consider License Amendment in Special Hearing
- 6.4.2.1 Jurisdiction of Special Board re Attorney Discipline and Conduct
- 6.30.2.1 Jurisdiction of Commission re Export Licensing

LATE INTERVENTION

- 2.10.3.3 Time Limits on Late Petitions (Intervention)
- 2.10.3.3.4 Appeals from Rulings on Late Intervention
- 5.5.3 Matters Considered on Appeal of Ruling Allowing Late Intervention

LETTERS

- 3.12.2 Status of ACRS Letters (Rules of Evidence)

LICENSE (also see EXPORT LICENSES)

- 1.0 Application for License/Permit
- 1.4 Application for License Transfer
- 1.5 Form of Application for Construction Permit/Operating License
- 1.5.1 Form of Application for Initial License/Permit
- 1.5.2 Form of Renewal Application for License/Permit (Reserved)
- 1.7 Docketing of License/Permit Application
- 1.8 Notice of License/Permit Application
- 1.8.3 Notice on License Renewal (Reserved)
- 1.9 Staff Review of License/Permit Application
- 1.10 Withdrawal of Application for License/Permit/Transfer
- 1.11 Abandonment of Application for License/Permit
- 2.2.1 Materials License Hearings
- 2.2.2 Operating License/Amendment Hearings
- 2.2.4 License Transfer Hearings
- 2.10.4.1.4 Standing to Intervene in License Transfer Proceedings
- 2.12.7.1 Pre-License Application Licensing Board

NRC KEY WORD INDEX

- 3.1.2.2 Authority in Construction Permit Proceedings Distinguished From Authority in Operating License Proceedings
- 3.1.2.2.B Scope of Authority in Operating License Proceedings
- 3.1.2.3 Scope of Authority in License Amendment Proceedings
- 3.2.2 Standing to Intervene in Export License Hearings
- 3.5.7.1 Operating License Hearings
- 3.5.7.3 Amendments to Existing Licenses
- 6.1 Amendments to Existing Licenses or Construction Permits
- 6.1.2 Amendments to Research Reactor Licenses
- 6.1.3 Matters to be Considered in License Amendment Proceedings
- 6.1.3.1 Specific Matters Considered in License Amendment Proceedings
- 6.1.4 Hearing Requirements for License or Permit Amendments
- 6.1.4.1 Notice of Hearing on License or Permit Amendments
- 6.1.4.2 Intervention in Hearing on License or Permit Amendments
- 6.1.4.3 Summary Disposition Procedures for Hearings on License or Permit Amendment
- 6.1.4.4 Matters Considered in Hearings on License Amendments
- 6.1.5 Primary Jurisdiction to Consider License Amendment in Special Hearing
- 6.1.6 Facility Changes Without License Amendments
- 6.2 Amendments to License or Permit Applications
- 6.3.1.1 Limitations on Antitrust Review After Issuance of Operating License
- 6.10.2.2 Effect of Unresolved Generic Issues in Operating License Proceedings
- 6.14 Materials Licenses
- 6.14.8 Amendments to Material Licenses
- 6.14.9 Materials License - Renewal

NRC KEY WORD INDEX

- 6.14.11 Termination of Material License
- 6.29 Termination of Facility Licenses
- 6.30.2.2 Export License Criteria
- 6.30.2.3 HEU Export License—Atomic Energy Act
- 6.30.7 Senior Operator License Proceedings
- 6.31 Transfers of Licenses (Directly and Indirectly)
- 6.31.2 Standing in License Transfer Proceedings
- 6.31.3 Scope of License Transfer Proceedings

LICENSEE

- 3.7 Attendance at and Participation in Hearings
- 6.17.1.1 NRC Staff Demands on Applicant or Licensee

LICENSING BOARD (also see ATOMIC SAFETY AND LICENSING BOARD, BOARD)

- 3.1 Licensing Board Hearings
 - 3.1.1 General Role/Power of Licensing Board
 - 3.1.2 Scope of Jurisdiction of Licensing Board
 - 3.1.2.7 Authority of Licensing Board to Raise Sua Sponte Issues
 - 3.1.2.9 Licensing Board's Relationship with the NRC Staff
 - 3.1.2.10 Licensing Board's Relationship with States and Other Agencies (including CEQ)
 - 3.1.2.11 Conduct of Hearing by Licensing Board
 - 3.1.3 Quorum Requirements for Licensing Board Hearing
 - 3.1.4 Disqualification of a Licensing Board Member
 - 3.1.5 Resignation of a Licensing Board Member
- 3.2.1 Scope of Export Licensing Hearings
- 3.5.7 Role/Power of Licensing Board in Ruling on Summary Disposition Motions
- 3.17 Licensing Board Findings

NRC KEY WORD INDEX

- 3.17.1 Independent Calculations by Licensing Board
- 4.6.1 Jurisdiction of the Licensing Board on Remand
- 4.6.2 Jurisdiction of the Board on Remand
- 4.6.3 Stays Pending Remand to Licensing Board
- 5.6 Standards for Reversing Licensing Board on Findings of Fact and Other Matters
- 5.7.2 Stays Pending Remand to Licensing Board
- 5.16 Procedure on Remand
- 6.10.1 Consideration of Generic Issues in Licensing Proceedings
- 6.15.3 Licensing Board Actions on Motions
- 6.18 Orders of Licensing Boards and Presiding Officers
- 6.18.1 Compliance with Board Orders
- 6.25.8 Licensing Board Review of Proposed Sanctions

LIMITED APPEARANCES

- 2.11 Nonparty Participation Limited Appearance and Interested States
- 2.11.1 Limited Appearances in NRC Adjudicatory Proceedings
- 2.11.1.1 Requirements for Limited Appearance
- 2.11.1.2 Scope/Limitations of Limited Appearances

LIMITED WORK AUTHORIZATION

- 6.16.8.3 Pre-LWA Activities/ Offsite Activities
- 6.20 Pre-Permit Activities
- 6.20.1 Pre-LWA Activity
- 6.20.2 Limited Work Authorization
- 6.20.2.1 LWA Status Pending Remand Proceedings

LIMITS

- 2.10.3.3 Time Limits/Late Petitions
- 2.10.3.3.2 Sufficiency of Notice of Time Limits on Intervention

NRC KEY WORD INDEX

5.4.1	Variation in Time Limits of Appeals
LINE	
6.16.8.2	Transmission Line Routing
LITIGANTS	
2.3.2	Convenience of Litigants Affecting Hearing Location
3.3.1.2	Convenience of Litigants re Hearing Schedule
3.3.5.2	Convenience of Litigants Affecting Hearing Location
LOCATION OF HEARING	
2.3	Location of Hearing
2.3.1	Public Interest Requirements Affecting Hearing Location (Reserved)
2.3.2	Convenience of Litigants Affecting Hearing Location
3.3.5	Location of Hearing (Reserved)
3.3.5.1	Public Interest Requirements re Hearing Location (Reserved)
3.3.5.2	Convenience of Litigants Affecting Hearing Location
LWA (see LIMITED WORK AUTHORIZATION)	
MANAGEMENT	
3.8.3.7	Management Capability
MASTERS	
6.12	Masters in NRC Proceedings
MATERIAL FALSE STATEMENTS	
1.6.2	Material False Statements
6.25.13	False Statements
MATERIALS LICENSES	
2.2.1	Materials License Hearings
2.10.3.8	Intervention in Informal, Subpart L Proceedings
6.14	Materials Licenses
6.14.1	Materials Licensing Proceedings - Subpart L
6.14.2	Intervention in Materials Proceedings

NRC KEY WORD INDEX

- 6.14.3 Written Presentations in Materials Proceedings
- 6.14.4 Time for Filing Intervention Petitions- Materials Proceedings
- 6.14.5 Stays of Material Licensing Proceedings
- 6.14.6 Reopening the Record - Materials Proceedings
- 6.14.7 Scope of Materials Proceedings/Authority of Presiding Officer
- 6.14.8 Amendments to Material Licenses
- 6.14.9 Materials License - Renewal
- 6.14.10 Commission Review - Materials Proceedings
- 6.14.11 Termination of Material License

MEANS OF PROOF (also see BURDEN OF PROOF; DEGREE OF PROOF)

- 2.10.8.1 Burden of Proof (Intervention)
- 3.8 Burden and Means of Proof
 - 3.8.1 Duties of Applicant/Licensee (Burden and Means of Proof)
 - 3.8.2 Intervenor's Contentions-Burden and Means of Proof
 - 3.8.3 Specific Issues-Means of Proof
 - 3.8.3.1 Exclusion Area Controls (Means of Proof)
 - 3.8.3.2 Need for Facility
 - 3.8.3.3 Burden and Means of Proof in Interim Licensing Suspension Cases
 - 3.8.3.4 Availability of Uranium Supply (Means of Proof)
 - 3.8.3.5 Environmental Costs (Reserved)
 - 3.8.3.5.1 Cost of Withdrawing Farmland from Production (Means of Proof)
 - 3.8.3.6 Alternate Sites Under NEPA (Means of Proof)
 - 3.8.3.7 Management Capability (Means of Proof)

MILITARY AFFAIRS

- 6.30.1 Military or Foreign Affairs Functions (Procedures)

NRC KEY WORD INDEX

MOOTNESS

- 2.10.3.3.5 Mootness of Petitions to Intervene
- 3.5.8 Summary Disposition: Mootness
- 5.17 Mootness and Vacatur

MOTIONS

- 2.9 Prehearing Motions
- 2.9.1 Prehearing Motions Challenging ASLB Composition
- 2.9.1.1 Contents of Motion Challenging ASLB Composition
- 3.1.2.4 Scope of Authority to Rule on Petitions and Motions
- 3.1.4.1 Motion to Disqualify Adjudicatory Board Member (Hearings)
- 3.5.2 Standard for Granting/Denying Motions for Summary Disposition
- 3.5.3 Burden of Proof With Regard to Summary Disposition Motions
- 3.5.4 Content of Motions for/ Responses to Summary Disposition
- 3.5.5 Time for Filing Motions for Summary Disposition
- 3.5.6 Time for Filing Responses to Summary Disposition Motions
- 3.5.7 Role/Power of Licensing Board in Ruling on Summary Disposition Motions
- 3.6 Other Dispositive Motions/Failure to State a Claim
- 4.4.1 Motions to Reopen Hearing
- 4.4.1.1 Time for Filing Motion to Reopen Hearing
- 4.4.1.2 Contents of Motion to Reopen Hearing (Reserved)
- 4.5 Motions to Reconsider
- 5.12.4.1 Effect of Subsequent Developments on Motion to Certify
- 5.14 Reconsideration by the Commission
- 6.15 Motions in NRC Proceedings
- 6.15.1 Form of Motion

NRC KEY WORD INDEX

- 6.15.2 Responses to Motions
- 6.15.2.1 Time for Filing Responses to Motions
- 6.15.3 Licensing Board Actions on Motions
- 6.31.4 Motions for Stay/Suspension of Proceedings

NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)

- 3.8.3.6 Alternate Sites Under NEPA (Means of Proof)
- 3.9.1 Environmental Effects Under NEPA (Burden of Persuasion at Hearing)
- 6.16 NEPA Considerations
 - 6.16.1 Environmental Impact Statements (EIS)
 - 6.16.1.1 Need to Prepare an EIS
 - 6.16.1.2 Scope of EIS
 - 6.16.2 Role of EIS
 - 6.16.3 Circumstances Requiring Redrafting of Final Environmental Statement (FES)
 - 6.16.3.1 Effect of Failure to Comment on Draft Environmental Statement (DES) (NEPA)
 - 6.16.3.2 Stays Pending Remand for Inadequate EIS
 - 6.16.4 Alternatives
 - 6.16.4.1 Obviously Superior Standard for Site Selection
 - 6.16.4.2 Standards for Conducting Cost-Benefit Analysis Related to Alternatives
 - 6.16.5 Need for Facility
 - 6.16.6 Cost-Benefit Analysis Under NEPA
 - 6.16.6.1 Consideration of Specific Costs Under NEPA
 - 6.16.6.1.1 Cost of Withdrawing Farmland from Production (NEPA Considerations)
 - 6.16.8 Power of NRC Under NEPA

NRC KEY WORD INDEX

- 6.16.8.1 Powers in General
- 6.16.8.2 Transmission Line Routing
- 6.16.8.3 Pre-LWA Activities/Offsite Activities
- 6.16.8.4 Relationship to EPA with Regard to Cooling Systems
- 6.16.8.5 NRC Power Under NEPA re The Federal Water Pollution Control Act
- 6.16.9 Spent Fuel Pool Proceedings
- 6.31.3.3 Need for EIS Preparation

- NEED FOR FACILITY**
 - 3.8.3.2 Need for Facility (Means of Proof)
 - 6.16.5 Need for Facility (NEPA Considerations)

- NEWSPAPERS**
 - 3.12.1.3 Reliance On Scientific Treatises, Newspapers, Periodicals

- NONPARTIES (also see INTERESTED STATES; LIMITED APPEARANCES)**
 - 2.11 Nonparty Participation
 - 2.11.1 Limited Appearances in Adjudicatory Proceedings
 - 2.11.1.1 Requirements for Limited Appearance
 - 2.11.1.2 Scope/Limitations of Limited Appearances
 - 2.11.2 Participation by Nonparty Interested States and Local Governments
 - 5.8.2.1 Rulings on Discovery Against Nonparties
 - 5.11.3 Oral Argument by Nonparties

- NOTICE**
 - 1.8 Notice of License or Permit Application
 - 1.8.1 Publication of Notice in Federal Register
 - 1.8.2 Amended Notice After Addition of New Owners (Reserved)
 - 1.8.3 Notice on License Renewal (Reserved)
 - 2.5 Notice of Hearing
 - 2.5.1 Contents of Notice of Hearing

NRC KEY WORD INDEX

2.5.2	Adequacy of Notice of Hearing
2.5.3	Publication of Notice of Hearing in Federal Register
2.5.4	Requirement to Renotify
2.10.3.3.2	Sufficiency of Notice of Time Limits on Intervention
3.11	Official Notice of Facts
6.1.4.1	Notice of Hearing on License/Permit Amendments (Reserved)
6.5.5	Notice of Relevant Significant Developments
OATH	
2.10.5.3	Requirement of Oath from Intervenors
OBJECTIONS	
2.6.3.2	Objections to Prehearing Conference Order
3.12.4	Evidentiary Objections
OFF-THE-RECORD	
3.12.1.4	Off-the-Record Comments
OFFICIAL NOTICE	
3.11	Official Notice of Facts
OFFSITE ACTIVITIES	
6.16.8.3	Pre-LWA Activities/Offsite Activities
OPERATING LICENSE	
1.5	Application for Construction Permit or Operating License
1.5.1	Form of Application for Initial License/Permit
1.5.2	Form of Renewal Application for License/Permit (Reserved)
2.2.2	Operating License/Amendment Hearings
3.1.2.2	Authority in Construction Permit Proceedings Distinguished from Authority in Operating License Proceedings
3.1.2.2.B	Scope of Authority in Operating License Proceedings
3.5.7.1	Operating License Hearings

NRC KEY WORD INDEX

6.10.2.2 Effect of Unresolved Generic Issues in Operating License Proceedings

OPINIONS, UNPUBLISHED

5.1.6 Precedential Effect of Unpublished Opinions

ORAL ARGUMENT

5.11 Oral Argument

5.11.1 Failure to Appear for Oral Argument

5.11.2 Grounds for Postponement of Oral Argument

5.11.3 Oral Argument by Nonparties

ORDER

2.6.3 Prehearing Conference Order

2.6.3.1 Effect of Prehearing Conference Order

2.6.3.2 Objections to Prehearing Conference Order

2.6.3.3 Appeal from Prehearing Conference Order

2.12.2.5 Protective Orders; Effect on Discovery

2.12.5.2 Sanctions for Failure to Comply with Discovery Orders

3.5.9 Content of Summary Disposition Orders

5.8.1 Scheduling Orders

5.8.3.1 Order Consolidating Parties (Appealability)

5.8.4 Order Denying Summary Disposition

5.8.8 Order on Pre-LWA Activities

6.18 Orders of Licensing Boards and Presiding Officers

6.18.1 Compliance with Board Orders

6.25.4 Grounds for Enforcement Orders

6.25.5 Immediately Effective Orders

6.25.5.1 Review of Immediate Effectiveness of Enforcement Order

NRC KEY WORD INDEX

OWNERS

1.8.2 Amended Notice After Addition of New Owners (Reserved)

PAPERS

6.17.3 Status of NRC Staff Position and Working Papers

PARTIAL INITIAL DECISIONS (see INITIAL DECISIONS)

PARTICIPATION

2.10.3.3.3.E Factor #5—Extent Participation Will Broaden Issues or Delay the Proceeding (Intervention)

2.10.5.6.5 Factor #5—Extent Participation Will Broaden Issues or Delay the Proceeding (Contentions)

2.10.8.5 Attendance at/ Participation in Prehearing Conferences/ Hearings

2.11 Nonparty Participation (Limited Appearance and Interested States)

2.11.2 Participation by Nonparty Interested States and Local Governments

3.7 Attendance at and Participation in Hearings

4.6.4 Participation of Parties in Remand Proceedings

5.2.1 Participating by filing an Amicus Curiae Brief

PARTY, PARTIES

3.3.3 Scheduling Disagreements Among Parties to Hearings

3.3.6 Consolidation of Hearings and of Parties

3.4.2 Issues Not Raised by Parties

3.4.3 Issues Not Addressed by a Party

4.6.4 Participation of Parties in Remand Proceedings

5.2.2 Aggrieved Parties can Appeal

5.2.3 Parties' Opportunity to be Heard on Appeal

5.8.2.1 Rulings on Discovery Against Nonparties

5.8.3 Refusal to Compel Joinder of Parties (Appealability)

5.8.3.1 Order Consolidating Parties (Appealability)

6.5 Communication Between Staff/Applicant/Other Parties/Adjudicatory

NRC KEY WORD INDEX

	Bodies
PENALTIES, CIVIL	
5.8.11	Rulings on Civil Penalties (Appeals)
6.25.10	Civil Penalty Proceedings
PERFECTING APPEALS	
5.9	Perfecting Appeals
5.9.1	General Requirements for Petition for Review of an Initial Decision
PERIODICALS	
3.12.1.3	Reliance On Scientific Treatises, Newspapers, Periodicals
PERMIT	
1.0	Application for License/Permit
1.5	Form of Application for Construction Permit/Operating License
1.5.1	Form of Application for Initial License or Permit
1.5.2	Form of Renewal Application for License or Permit (Reserved)
1.6	Contents of Application for License or Permit
1.7	Docketing of License or Permit Application
1.8	Notice of License/Permit Application
1.9	Staff Review of License or Permit Application
1.10	Withdrawal of Application for License or Permit
1.10.1	Withdrawal Without Prejudice
1.10.2	Withdrawal With Prejudice
1.11	Abandonment of Application for License or Permit
3.1.2.2	Authority in Construction Permit Proceedings Distinguished from Authority in Operating License Proceedings
3.1.2.2.A	Scope of Authority in Construction Permit Proceedings
3.4.5	Construction Permit Extension Proceedings
3.4.5.1	Scope of Construction Permit Extension Proceedings

NRC KEY WORD INDEX

- 3.4.5.2 Contentions in Construction Permit Extension Proceedings
 - 3.5.7.2 Construction Permit Hearings
 - 4.4.3 Reopening Construction Permit Hearings to Address New Generic Issues
 - 5.8.13 Authorization of Construction Permit
 - 6.1 Amendments to Existing Licenses and/or Construction Permits
 - 6.1.1 Staff Review of Proposed Amendments (Reserved)
 - 6.1.4 Hearing Requirements for License/Permit Amendments
 - 6.1.4.1 Notice of Hearing on License/Permit Amendments (Reserved)
 - 6.1.4.2 Intervention in Hearing on License/Permit Amendments
 - 6.1.4.3 Summary Disposition Procedures on License/Permit Amendments
 - 6.2 Amendments to License/Permit Applications
 - 6.3.1 Consideration of Antitrust Matters After the Construction Permit Stage
 - 6.10.2.1 Effect of Unresolved Generic Issues in Construction Permit Proceedings
- PERSUASION (also see BURDEN OF PROOF, DEGREE OF PROOF, MEANS OF PROOF)**
- 3.9 Burden of Persuasion at Hearing (Degree of Proof)
 - 3.9.1 Environmental Effects Under NEPA (Burden of Persuasion at Hearing)
- PETITION**
- 2.10.3 Petitions to Intervene
 - 2.10.3.3.1 Time for Filing Intervention Petitions
 - 2.10.3.3.1.A Timeliness of Amendments to Intervention Petitions
 - 2.10.3.3 Time Limits/Late Petitions (Intervention)
 - 2.10.3.3.3 Consideration of Untimely Petitions to Intervene
 - 2.10.3.3.5 Mootness of Petitions to Intervene
 - 2.10.3.4 Amendment of Petition Expanding Scope of Intervention

NRC KEY WORD INDEX

- 2.10.3.5 Withdrawal of Petition to Intervene
- 2.10.3.8.1 Amendment to Hearing Petition
- 3.1.2.4 Scope of Authority to Rule on Petitions and Motions
- 5.1.3 Effect of Commission's Denial of Petition for Review
- 5.5.1 Issues Raised for the First Time on Appeal or in a Petition for Review
- 6.25.3 Petition for Enforcement Action under 10 CFR 2.206

- PETITIONER**
- 2.10.3.3.3.B Factor #2—Other Means for Protecting Petitioner's Interests (Intervention)
- 2.10.3.3.3.C Factor #3—Ability of Petitioner to Assist in Developing Record (Intervention)
- 2.10.3.3.3.D Factor #4—Extent Petitioner's Interests will be Represented by Other Parties (Intervention)
- 2.10.5.6.2 Factor #2—Other Means Available to Protect the Petitioner's Interest (Contentions)
- 2.10.5.6.3 Factor #3—Ability of Petitioner to Assist in Developing Record (Contentions)
- 2.10.5.6.4 Factor #4—Extent Petitioner's Interests are Represented By Other Parties (Contentions)

- PLAN**
- 2.10.5.10 Contentions re Adequacy of Security Plan
- 6.17.4 Status of Standard Review Plan
- 6.24.3.2 Security Plan Information Under 10 CFR 2.790(d)

- PLANT**
- 3.3.2.2 Effect of Plant Deferral on Hearing Postponement

- PLEADINGS**
- 2.10.3.1 Pleading Requirements (Intervention)
- 2.10.3.2 Defects in Pleadings
- 2.10.5.2 Pleading Requirements for Contentions

NRC KEY WORD INDEX

2.10.8.6	Pleadings and Documents of Intervenors
POLICY STATEMENTS	
6.21.2	Commission Policy Statements
6.22.1	Rulemaking Distinguished from General Policy Statements
POST-HEARING	
4.0	Post-Hearing Matters
4.1	Settlements and Stipulations (Post-Hearing Matters)
4.2	Proposed Findings (Post-Hearing Matters)
4.2.1	Intervenor's Right to File Proposed Findings (Post-Hearing Matters)
4.2.2	Failure to File Proposed Findings (Post-Hearing Matters)
4.3	Initial Decisions (Post-Hearing Matters)
4.3.1	Reconsideration of Initial Decision (Post-Hearing Matters)
6.17.1.3	Post-Hearing Resolution of Outstanding Matters by the Staff
POST-TERMINATION	
3.19.2	Post-Termination Authority of Commission
POSTPONEMENT	
3.3.2	Postponement of Hearings
3.3.2.1	Factors Considered in Hearing Postponement
3.3.2.2	Effect of Plant Deferral on Hearing Postponement
5.11.2	Grounds for Postponement of Oral Argument
POWERS	
3.1.1	General Role/ Power of Licensing Board
6.16.8	Power of NRC Under NEPA
6.16.8.1	Powers in General (Under NEPA)
6.16.8.5	NRC Power Under NEPA with Regard to FWPCA
PRACTICE	
6.4.1	Practice Before Commission
6.19	Precedent and Adherence to Past Agency Practice

NRC KEY WORD INDEX

PRE-LWA

- 5.8.8 Order on Pre-LWA Activities
- 6.16.8.3 Pre-LWA Activities; Offsite Activities (Power of NRC Under NEPA)
- 6.20.1 Pre-LWA Activity (Pre-permit)

PRE-PERMIT

- 6.20 Pre-Permit Activities
- 6.20.1 Pre-LWA Activity (Pre-permit)
- 6.20.2 Limited Work Authorization (Pre-permit Activities)
- 6.20.2.1 LWA Status Pending Remand Proceedings (Pre-permit Activities)

PRECEDENT

- 5.1.5 Effect of Appeal Board Affirmance as Precedent
- 5.1.6 Precedential Effect of Unpublished Opinions of Appeal Boards
- 5.1.7 Precedential Weight Accorded Previous Appeal Board Decisions
- 6.19 Precedent and Adherence to Past Agency Practice

PREHEARING CONFERENCE

- 2.6 Prehearing Conferences
- 2.6.1 Transcripts of Prehearing Conferences
- 2.6.2 Special Prehearing Conferences
- 2.6.3 Prehearing Conference Order
- 2.6.3.1 Effect of Prehearing Conference Order
- 2.6.3.2 Objections to Prehearing Conference Order
- 2.6.3.3 Appeal from Prehearing Conference Order
- 2.7 Television Coverage of Prehearing Conferences
- 2.8 Conference Calls
- 2.9 Prehearing Motions
- 2.9.1 Prehearing Motions Challenging ASLB Composition
- 2.9.1.1 Contents of Prehearing Motion Challenging ASLB Composition

NRC KEY WORD INDEX

2.10.8.5	Attendance at or Participation in Prehearing Conference or Hearing
PRESENTATION	
2.10.8.2	Presentation of Evidence (Intervenors)
2.10.8.2.1	Affirmative Presentation by Intervenor-Participants
2.10.8.2.2	Consolidation of Intervenor Presentations
3.12.3	Presentation of Evidence by Intervenors (Rules)
PRESIDING OFFICER (also see ATOMIC SAFETY & LICENSING BOARD, BOARD, LICENSING BOARD)	
3.1.2.11.1	Powers/Role of Presiding Officer
6.14.7	Scope of Materials Proceedings/Authority of Presiding Officer
PRESUMPTIONS	
3.12.1.5	Presumptions and Inferences (Rules of Evidence)
PRIVACY ACT	
6.24.2	Privacy Act Disclosure (Reserved)
PRIVILEGE	
2.12.2.4	Privileged Matter Exception to Discovery Rules
2.12.2.4.1	Attorney-Client Privilege
2.12.2.4.3	FOIA Exemptions—Executive/Deliberative Process Privilege
2.12.2.4.4	Waiver of a Privilege
PROCEDURAL IRREGULARITIES	
5.8.5	Procedural Irregularities
PROCEDURES	
3.19.1	Procedures for Termination
4.6	Procedure on Remand
5.16	Procedure On Remand
6.1.4.3	Summary Disposition Procedures for Hearings on License or Permit Amendment
6.4.2.2	Procedures in Special Disqualification Hearings re Attorney Conduct
6.7	Early Site Review Procedures

NRC KEY WORD INDEX

- 6.30 Procedures in Other Types of Hearings
- 6.30.1 Military or Foreign Affairs Functions (Procedures)
- 6.30.2 Export Licensing
- PROCEEDINGS**
- 2.10.3.6 Intervention in Antitrust Proceedings
- 2.10.3.7 Intervention in High-Level Waste Licensing Proceedings
- 2.10.3.8 Intervention in Informal, Subpart L Proceedings
- 2.10.5.6.5 Factor #5—Extent Participation Will Broaden Issues or Delay the Proceeding
- 2.10.5.6.6 Late-filed Areas of Concern in Informal Proceedings
- 2.10.11 Intervention in Remanded Proceedings
- 2.11.1 Limited Appearances by Nonparties Before NRC Adjudicatory Proceedings
- 2.12.7 Discovery in High-Level Waste Licensing Proceedings
- 3.1.2.2 Authority in Construction Permit Proceedings Distinguished from Authority in Operating License Proceedings
- 3.1.2.2.A Scope of Authority in Construction Permit Proceedings
- 3.1.2.2.B Scope of Authority in Operating License Proceedings
- 3.1.2.3 Scope of Authority in License Amendment Proceedings
- 3.1.2.8 Expedited Proceedings; Timing of Rulings
- 6.10.1 Consideration of Generic Issues in Licensing Proceedings
- 3.4.5 Construction Permit Extension Proceedings
- 3.4.5.1 Scope of Construction Permit Extension Proceedings
- 3.4.5.2 Contentions in Construction Permit Extension Proceedings
- 3.4.6 Export Licensing Proceedings Issues
- 3.19 Termination of Proceedings
- 4.6.4 Participation of Parties in Remand Proceedings

NRC KEY WORD INDEX

- 6.1.3 Matters to be Considered in License Amendment Proceedings
- 6.1.3.1 Specific Matters Considered in License Amendment Proceedings
- 6.3.3.1 Discovery Cutoff Dates for Antitrust Proceedings
- 6.3.2 Intervention in Antitrust Proceedings
- 6.3.3 Discovery in Antitrust Proceedings
- 6.10.2.1 Effect of Unresolved Generic Issues in Construction Permit Proceedings
- 6.10.2.2 Effect of Unresolved Generic Issues in Operating License Proceedings
- 6.11 Power Reactor License Renewal Proceeding
- 6.12 Masters in NRC Proceedings
- 6.14.1 Materials Licensing Proceedings - Subpart L
- 6.14.2 Intervention in Materials Proceedings
- 6.14.3 Written Presentations in Materials Proceedings
- 6.14.4 Time for Filing Intervention Petitions- Materials Proceedings
- 6.14.5 Stays of Material Licensing Proceedings
- 6.14.6 Reopening the Record - Materials Proceedings
- 6.14.7 Scope of Materials Proceedings/Authority of Presiding Officer
- 6.14.10 Commission Review - Materials Proceedings
- 6.15 Motions in NRC Proceedings
- 6.15.2 Responses to Motions in NRC Proceedings
- 6.16.9 Spent Fuel Pool Proceedings (NEPA)
- 6.17.1 NRC Staff Role in Licensing Proceedings
- 6.20.2.1 LWA Status Pending Remand Proceedings (Pre-permit Activities)
- 6.24.3.1 Protecting Information Where Disclosure is Sought in Adjudicatory Proceeding

NRC KEY WORD INDEX

- 6.25 Enforcement Proceedings
- 6.25.6 Issues in Enforcement Proceedings
- 6.25.11 Settlement of Enforcement Proceedings

PRODUCTION

- 3.8.3.5.1 Cost of Withdrawing Farmland from Production (Means of Proof)
- 6.16.6.1.1 Cost of Withdrawing Farmland from Production

PROFESSIONAL DECORUM

- 6.4.1 Practice before the Commission

PROOF (also see BURDEN OF PROOF, DEGREE OF PROOF, MEANS OF PROOF)

- 2.10.8.1 Burden of Proof (Intervenors)
- 3.5.3 Burden of Proof With Regard to Summary Disposition Motions
- 3.8 Burden and Means of Proof at Hearing
 - 3.8.1 Duties of Applicant or Licensee
 - 3.8.2 Intervenor's Contentions (Burden and Means of Proof)
 - 3.8.3 Specific Issues (Means of Proof)
 - 3.8.3.1 Exclusion Area Controls (Means of Proof)
 - 3.8.3.2 Need for Facility (Means of Proof)
 - 3.8.3.3 Burden and Means of Proof in Interim Licensing Suspension Cases
 - 3.8.3.4 Availability of Uranium Supply (Means of Proof)
 - 3.8.3.5 Environmental Costs (Means of Proof) (Reserved)
 - 3.8.3.5.1 Cost of Withdrawing Farmland from Production (Means of Proof)
 - 3.8.3.6 Alternate Sites Under NEPA (Means of Proof)
 - 3.8.3.7 Management Capability (Means of Proof)
- 3.9 Burden of Persuasion at Hearing (Degree of Proof)
- 6.8.2 Degree of Proof Needed re Endangered Species Act
- 6.25.7 Burden of Proof (in Enforcement Proceedings)

NRC KEY WORD INDEX

PROPOSED FINDINGS

- 2.10.8.4 Intervenor's Right to File Proposed Findings
- 4.2 Proposed Findings (Post-Hearing Matters)
- 4.2.1 Intervenor's Right to File Proposed Findings (Post-Hearing Matters)
- 4.2.2 Failure to File Proposed Findings (Post-Hearing Matters)
- 5.5.2 Effect on Appeal of Failure to File Proposed Findings

PROPRIETARY INFORMATION

- 6.24.3 Disclosure of Proprietary Information

PROTECTIVE ORDERS

- 2.12.2.5 Protective Orders; Effect on Discovery
- 6.24.3.1 Protecting Information Where Disclosure is Sought in an Adjudicatory Proceeding

PROXIMITY

- 2.10.4.1.1.1.E Injury Due to Proximity to a Facility

PUBLIC

- 2.3.1 Public Interest Requirements Affecting Hearing Location (Reserved)
- 3.3.1.1 Public Interest Requirements re Hearing Schedule
- 3.3.5.1 Public Interest Requirements re Hearing Location (Reserved)
- 6.24 Disclosure of Information to the Public

PUBLICATION

- 1.8.1 Publication of Notice in Federal Register
- 2.5.3 Publication of Notice of Hearing in Federal Register

QUALIFICATIONS

- 6.9 Financial Qualifications

QUESTIONS

- 3.12.1.2 Hypothetical Questions (Rules of Evidence)
- 5.12.4 Certification of Questions for Interlocutory Review and Referred Rulings

QUORUM

- 3.1.3 Quorum Requirements for Licensing Board Hearing

NRC KEY WORD INDEX

REACTOR

- 6.1.2 Amendments to Research Reactor Licenses (Reserved)
- 6.11 Power Reactor License Renewal Proceeding
- 6.23 Research Reactors

RECONSIDERATION

- 4.3.1 Reconsideration of Initial Decision (Post-Hearing Matters)
- 4.5 Motions to Reconsider
- 5.14 Reconsideration by the Commission

RECORD

- 3.1.2.5 Scope of Authority to Reopen the Record
- 3.15 Record of Hearing
 - 3.15.1 Supplementing Hearing Record by Affidavits
 - 3.15.2 Reopening Hearing Record
 - 3.15.3 Material Not Contained in Hearing Record
- 6.14.6 Reopening the Record - Materials Proceedings

REFUSAL

- 5.1.3 Effect of Commission's Denial of Petition for Review
- 5.8.3 Refusal to Compel Joinder of Parties (Appealability)

REGULATIONS (also see RULEMAKING, RULES)

- 2.10.5.7 Contentions Challenging Regulations (Intervention)
- 6.21 Regulations
 - 6.21.1 Compliance with Regulations
 - 6.21.4 Challenges to Regulations
 - 6.21.5 Agency's Interpretation of its Own Regulations
- 6.22.1 Rulemaking Distinguished from General Policy Statements

REGULATORY GUIDES

- 6.17.2 Status of Staff Regulatory Guides
- 6.21.3 Regulatory Guides

NRC KEY WORD INDEX

REINSTATEMENT

2.10.7

Reinstatement of Intervenor After Withdrawal

RELATIONSHIP

3.1.2.9

Licensing Board's Relationship with the NRC Staff

3.1.2.10

Licensing Board's Relationship with States and Other Agencies (including CEQ)

6.16.8.4

Relationship to EPA with Regard to Cooling Systems (Power of NRC Under NEPA)

RELEVANT

6.5.5

Notice of Relevant Significant Developments (Communication)

REMAND

2.10.11

Intervention in Remanded Proceedings

4.6

Procedure on Remand

4.6.1, 4.6.2

Jurisdiction of the Licensing Board on Remand

4.6.3, 5.7.2

Stays Pending Remand to Licensing Board

4.6.4

Participation of Parties in Remand Proceedings

5.7.4

Stays Pending Remand After Judicial Review

6.16.3.2

Stays Pending Remand for Inadequate EIS (NEPA)

6.20.2.1

LWA Status Pending Remand Proceedings (Pre-permit Activities)

RENEWAL

1.2

Renewal Applications

1.5.2

Form of Renewal Application for License or Permit

1.8.3

Notice on License Renewal

6.11

Power Reactor License Renewal Proceeding

6.14.9

Materials License - Renewal

RENOTICE

2.5.4

Requirement to Renotice (Hearing)

REOPEN

3.14.3

Inability to Cross-Examine as Grounds to Reopen

NRC KEY WORD INDEX

- 3.15.2 Reopening Hearing Record
- 4.4 Reopening Hearings
 - 4.4.1 Motions to Reopen Hearing
 - 4.4.1.1 Time for Filing Motion to Reopen Hearing
 - 4.4.1.2 Contents of Motion to Reopen Hearing
 - 4.4.2 Grounds for Reopening Hearing
 - 4.4.3 Reopening Construction Permit Hearings to Address New Generic Issues
 - 4.4.4 Discovery to Obtain Information to Support Reopening of Hearing is Not Permitted

REQUESTS

- 2.12.2.3 Requests for Discovery During Hearing
- 2.12.4 Responses to Discovery Requests

REQUIREMENTS

- 2.3.1 Public Interest Requirements Affecting Hearing Location
- 2.5.4 Requirement to Renotice (Hearing)
- 2.10.3.1 Pleading Requirements (Intervention)
- 2.10.5.2 Pleading Requirements for Contentions (Intervention)
- 2.10.5.3 Requirement of Oath from Intervenors
- 2.11.1.1 Requirements for Limited Appearance
- 3.1.3 Quorum Requirements for Licensing Board Hearing
- 3.3.1.1 Public Interest Requirements re Hearing Schedule
- 3.3.5.1 Public Interest Requirements re Hearing Location (Scheduling)
- 5.7.1 Requirements for a Stay Pending Review
- 5.9.1 General Requirements for Petition for Review of an Initial Decision
- 6.1.4 Hearing Requirements for License or Permit Amendments

NRC KEY WORD INDEX

RES-JUDICATA

3.18

Res-Judicata and Collateral-Estoppel

RESEARCH REACTORS

6.1.2

Amendments to Research Reactor Licenses

6.23

Research Reactors

RESIGNATION

3.1.5

Resignation of a Licensing Board Member (Hearings)

RESOLUTION

6.17.1.3

Post-Hearing Resolution of Outstanding Matters by the NRC Staff

RESPONSES

2.12.2.7

Updating Discovery Responses

2.12.4

Responses to Discovery Requests

3.5.4

Contents of Motions for/Responses to Summary Disposition

3.5.6

Time for Filing Response to Summary Disposition Motion

6.15.2

Responses to Motions

6.15.2.1

Time for Filing Responses to Motions

REVIEW

1.3

Applications for Early Site Review

1.9

Staff Review of License/ Permit Application

3.16

Interlocutory Review via Directed Certification

5.1

Commission Review

5.1.1

Commission Review Pursuant to 2.786(b)

5.1.2

Sua-Sponte Review (by the Commission)

5.1.3

Effect of Commission's Denial of Petition for Review

5.3

How to Petition for Review

5.4

Time for Seeking Review

5.5

Scope of Commission Review

5.5.1

Issues Raised for the First Time on Appeal or in a Petition for

NRC KEY WORD INDEX

- Review
- 5.7.1 Requirements for a Stay Pending Review
- 5.7.3 Stays Pending Judicial Review
- 5.7.4 Stays Pending Remand After Judicial Review
- 5.7.5 Immediate Effectiveness Review of Operating License Decisions
- 5.8 Review as to Specific Matters
- 5.9.1 General Requirements for Petition for Review of an Initial Decision
- 5.12 Interlocutory Review
- 5.12.1 Interlocutory Review Disfavored
- 5.12.2 Criteria for Interlocutory Review
- 5.12.3 Responses Opposing Interlocutory Review
- 5.12.4 Certification of Questions for Interlocutory Review and Referred Rulings
- 5.15 Jurisdiction of NRC to Consider Matters While Judicial Review is Pending (Appeal)
- 6.1.1 Staff Review of Proposed Amendments
- 6.5.4.1 Staff Review of Application (Communication)
- 6.7 Early Site Review Procedures
- 6.7.1 Scope of Early Site Review
- 6.17.4 Status of Standard Review Plan (NRC Staff)
- 6.25.3.1 Commission Review of Director's Decisions under 10 CFR 2.206
- 6.25.5.1 Review of Immediate Effectiveness of Enforcement Order

RIGHTS

- 2.10.8 Rights of Intervenors at Hearing
- 2.10.8.4 Intervenor's Right to File Proposed Findings
- 4.2.1 Intervenor's Right to File Proposed Findings (Post-Hearing Matters)

NRC KEY WORD INDEX

6.25.2.1 Due Process (Enforcement Proceedings)

ROLE

3.1.1 General Role/Power of Licensing Board (Hearings)

3.1.2.11.1 Powers/Role of Presiding Officer

3.5.7 Role/Power of Licensing Board in Ruling on Summary Disposition Motions

6.16.2 Role of EIS (NEPA)

6.17.1 NRC Staff Role in Licensing Proceedings

ROUTING, TRANSMISSION LINE

6.16.8.2 Transmission Line Routing (Power of NRC Under NEPA)

RULEMAKING (also see REGULATIONS, RULES)

2.10.5.8 Contentions Involving Generic Issues/Subject of Rulemaking

6.22 Rulemaking

6.22.1 Rulemaking Distinguished from General Policy Statements

6.22.2 Generic Issues and Rulemaking

RULES (also see REGULATIONS, RULEMAKING)

2.12.2 Discovery Rules

2.12.2.1 Construction of Discovery Rules

3.5.1 Applicability of Federal Rules Governing Summary Judgment

3.12.1 Rules of Evidence

RULINGS

2.10.3.3.4 Appeals from Rulings on Late Intervention

2.12.6 Appeals of Discovery Rulings

3.1.2.8 Expedited Proceedings; Timing of Rulings

3.3.4 Appeals of Hearing Date Rulings (Scheduling)

3.5.7 Role/Power of Licensing Board in Ruling on Summary Disposition Motions

3.5.10 Appeals From Rulings on Summary Disposition

NRC KEY WORD INDEX

5.5.3	Matters Considered on Appeal of Ruling Allowing Late Intervention
5.6.1	Standards for Reversal of Rulings on Intervention
5.7.1.2	Stays of Board Proceedings, Interlocutory Rulings & Staff Action
5.8.2	Discovery Rulings
5.8.2.1	Rulings on Discovery Against Nonparties
5.8.2.2	Rulings Curtailing Discovery
5.8.7	Advisory Decisions on Trial Rulings
5.8.11	Rulings on Civil Penalties
5.8.12	Evidentiary Rulings
SANCTIONS	
2.12.5.2	Sanctions for Failure to Comply with Discovery Orders
SCHEDULING	
2.1	Scheduling of Hearings
3.3	Hearing Scheduling Matters
3.3.1	Scheduling of Hearings
3.3.1.1	Public Interest Requirements re Hearing Schedule
3.3.1.2	Convenience of Litigants re Hearing Schedule
3.3.3	Scheduling Disagreements Among Parties to Hearings
5.8.1	(Appeal of) Scheduling Orders
SCIENTIFIC TREATISES	
3.12.1.3	Reliance On Scientific Treatises, Newspapers, Periodicals by Expert (Rules of Evidence)
SCOPE	
2.10.3.4	Amendment of Petition Expanding Scope of Intervention
2.10.5.1	Scope of Contentions
2.11.1.2	Scope/Limitations of Limited Appearances
2.12.2.2	Scope of Discovery

NRC KEY WORD INDEX

3.1.2	Scope of Jurisdiction of the Licensing Board
3.1.2.2.A	Scope of Authority in Construction Permit Proceedings
3.1.2.2.B	Scope of Authority in Operating License Proceedings
3.1.2.3	Scope of Authority in License Amendment Proceedings
3.1.2.4	Scope of Authority to Rule on Petitions and Motions
3.1.2.5	Scope of Authority to Reopen the Record
3.1.2.6	Scope of Authority to Rule on Contentions
3.2.1	Scope of Export Licensing Hearings
3.4.5.1	Scope of Construction Permit Extension Proceedings
5.5	Scope of Commission Review
6.7.1	Scope of Early Site Review
6.14.7	Scope of Materials Proceedings/Authority of Presiding Officer
6.16.1.2	Scope of EIS (NEPA)
6.25.6	Issues on Enforcement Proceedings
6.31.3	Scope of License Transfer Proceedings
SECURITY	
2.10.5.10	Contentions re Adequacy of Security Plan (Intervention)
6.24.3.2	Security Plan Information Under 10 CFR 2.790(d) (Disclosure)
SEPARATE HEARINGS	
3.4.4	Separate Hearings on Special Issues
SEPARATION OF FUNCTIONS	
6.5.2	"Separation of Functions" Rules
SEQUESTRATION	
3.13.2	Sequestration of Witnesses
SETTLEMENT	
4.1	Settlement and Stipulations (Post-Hearing Matters)
6.25.11	Settlement of Enforcement Proceedings

NRC KEY WORD INDEX

SITING

- 1.3 Applications for Early Site Review
- 2.10.4.1.1.1.E Injury Due to Proximity to a Facility
- 3.8.3.6 Alternate sites under NEPA (Means of Proof)
- 6.7 Early Site Review Procedures
- 6.7.1 Scope of Early Site Review
- 6.16.4.1 Obviously Superior Standard for Site Selection (NEPA Alternatives)

SOCIOECONOMIC COSTS

- 6.16.6.1.2 Socioeconomic Costs as Affected by Increased Employment and Taxes from Proposed Facility

SPECIAL BOARD OR CONFERENCE

- 2.6.2 Special Prehearing Conferences
- 6.1.5 Primary Jurisdiction in Appeal Board to Consider License Amendment in Special Hearing
- 6.4.2.1 Jurisdiction of Special Board re Attorney Discipline
- 6.4.2.2 Procedures in Special Disqualification Hearings re Attorney Conduct

SPECIES

- 6.8 Endangered Species Act
- 6.8.1 Required Findings re Endangered Species Act
- 6.8.2 Degree of Proof Needed re Endangered Species Act

SPECIFICATIONS, TECHNICAL

- 6.28 Technical Specifications

SPENT FUEL

- 6.16.9 Spent Fuel Pool Proceedings (NEPA)

STAFF

- 1.9 Staff Review of License/Permit Application
- 2.12.3 Discovery Against the Staff
- 3.1.2.9 Licensing Board's Relationship with the NRC Staff
- 3.13.1.1 NRC Staff as Witnesses

NRC KEY WORD INDEX

- 5.7.1.2 Stays of Board Proceedings, Interlocutory Rulings and Staff Action
- 6.1.1 Staff Review of Proposed Amendments (Reserved)
- 6.5 Communication Between Staff/Applicant/Other Parties/Adjudicatory Bodies
- 6.5.4 Staff-Applicant Communications
- 6.5.4.1 Staff Review of Application (Communication)
- 6.5.4.2 Staff-Applicant Correspondence (Communication)
- 6.17 NRC Staff
- 6.17.1 NRC Staff Role in Licensing Proceedings
- 6.17.1.1 NRC Staff Demands on Applicant or Licensee
- 6.17.1.2 NRC Staff Witnesses
- 6.17.1.3 Post-Hearing Resolution of Outstanding Matters by the NRC Staff
- 6.17.2 Status of NRC Staff Regulatory Guides
- 6.17.3 Status of NRC Staff Position and Working Papers
- 6.17.5 Conduct of NRC Employees (Reserved)

STANDARD REVIEW PLAN

- 6.17.4 Status of Standard Review Plan (NRC Staff)

STANDARDS

- 3.5.2 Standard for Granting/Denying a Motion for Summary Disposition
- 5.6.1 Standards for Reversal of Rulings on Intervention
- 6.16.4.1 Obviously Superior Standard for Site Selection (NEPA Alternatives)
- 6.16.4.2 Standards for Conducting Cost-Benefit Analysis Related to Alternate Sites

STANDING

- 2.10.4 Interest and Standing for Intervention
- 2.10.4.1 Judicial Standing to Intervene
- 2.10.4.1.1 "Injury-in-Fact" and "Zone-of-Interest" Tests for Standing to Intervene

NRC KEY WORD INDEX

- 2.10.4.1.2 Standing of Organizations to Intervene
- 2.10.4.1.2.1 Organizational Standing
- 2.10.4.1.2.2 Representational Standing
- 2.10.4.1.2.3 Governments/Indian Tribes and Organizational Standing
- 2.10.4.1.3 Standing to Intervene in Export Licensing Cases
- 2.10.4.1.4 Standing to Intervene in License Transfer Proceedings
- 3.2.2 Standing to Intervene in Export License Hearings
- 6.31.2 Standing in License Transfer Proceedings

STATEMENTS

- 1.6.2 Material False Statements
- 6.16.1 Environmental Impact Statements (EIS)
- 6.16.3 Circumstances Requiring Redrafting of Final Environmental Statement (FES)
- 6.16.3.1 Effect of Failure to Comment on Draft Environmental Statement (DES) (NEPA)
- 6.16.7 Consideration of Class 9/ "Remote and Speculative" Accidents in an Environmental Impact Statement (EIS)
- 6.21.2 Commission Policy Statements
- 6.22.1 Rulemaking Distinguished from General Policy Statements
- 6.25.13 False Statements

STATES

- 2.11 Nonparty Participation-Limited Appearance and Interested States
- 2.11.2 Participation by Nonparty Interested States and Local Governments

STATUS

- 3.12.2 Status of ACRS Letters (Rules of Evidence)
- 6.17.2 Status of NRC Staff Regulatory Guides
- 6.17.3 Status of NRC Staff Position and Working Papers
- 6.17.4 Status of Standard Review Plan (NRC Staff)

NRC KEY WORD INDEX

6.20.2.1	LWA Status Pending Remand Proceedings (Pre-permit Activities)
STATUTORY CONSTRUCTION	
3.12.5	Statutory Construction; Weight
STAYS (See generally Section 5.7)	
4.6.3	Stays Pending Remand to Licensing Board
5.7	Stays
5.7.1	Requirements for a Stay Pending Review
5.7.1.1	Stays of Initial Decisions
5.7.1.2	Stays of Board Proceedings, Interlocutory Rulings & Staff Action
5.7.2	Stays Pending Remand to Licensing Board
5.7.3	Stays Pending Judicial Review
5.7.4	Stays Pending Remand After Judicial Review
6.16.3.2	Stays Pending Remand for Inadequate EIS (NEPA)
6.25.9	Stay of Enforcement Proceedings
6.26	Stay of Agency Licensing Action - Informal Hearings
6.31.4	Motions for Stay/Suspension of Proceedings
STIPULATIONS	
2.10.5.13	Stipulations on Contentions (Reserved)
3.10	Stipulations
4.1	Settlements and Stipulation (Post-Hearing Matters)
SUA-SPONTE	
3.1.2.7	Authority of Licensing Board to Raise Sua-Sponte Issues
5.1.2	Sua-Sponte Review (by the Commission)
SUBPOENAS	
2.12.5	Compelling Discovery/Subpoenas
3.13.1	Compelling Appearance of Witness
6.25.12	Inspections and Investigations

NRC KEY WORD INDEX

SUBSEQUENT DEVELOPMENTS

- 5.12.4.1 Effect of Subsequent Developments on Motion to Certify
- 6.5.5 Notice of Relevant Significant Developments

SUFFICIENCY

- 2.10.3.3.2 Sufficiency of Notice of Time Limits on Intervention

SUMMARY DISPOSITION

- 3.5 Summary Disposition
- 3.5.2 Standard for Granting/Denying a Motion for Summary Disposition
- 3.5.3 Burden of Proof With Regard to Summary Disposition Motions
- 3.5.4 Contents of Motions for/Responses to Summary Disposition
- 3.5.5 Time for Filing Motions for Summary Disposition
- 3.5.6 Time for Filing Responses to Summary Disposition Motions
- 3.5.7 Role/Power of Licensing Board in Ruling on Summary Disposition Motions
- 5.8.4 Order Denying Summary Disposition
- 6.1.4.3 Summary Disposition Procedures for Hearings on License/Permit Amendment

SUPPLEMENT

- 3.15.1 Supplementing Hearing Record by Affidavits
- 5.10.2.2 Supplementary or Reply Briefs

SUPPLY

- 3.8.3.4 Availability of Uranium Supply (Means of Proof)

SUSPENSION

- 3.8.3.3 Burden and Means of Proof in Interim Licensing Suspension Cases
- 6.25.2 Enforcement Procedures
- 6.25.4 Grounds for Enforcement Orders
- 6.25.5 Immediately Effective Orders
- 6.31.4 Motions for Stay/Suspension of Proceedings

NRC KEY WORD INDEX

SYSTEM

6.16.8.4 Relationship to EPA with Regard to Cooling Systems (Power of NRC Under NEPA)

TAXES

6.16.6.1.2 Socioeconomic Costs as Affected by-Increased Employment and Taxes from Proposed Facility

TECHNICAL SPECIFICATIONS

6.28 Technical Specifications

TELEPHONE

6.5.3 Telephone Conference Calls (Communication)

TELEVISION

2.7 Television Coverage of Prehearing Conferences

6.32 Television and Still Camera Coverage of NRC Proceedings

TERMINATION

3.19 Termination of Proceedings

3.19.1 Procedures for Termination

3.19.2 Post-Termination Authority of Commission

6.29 Termination of Facility Licenses

TEST

2.10.4.1.1 "Injury-in-Fact" and "Zone-of-Interest" Tests for Standing to Intervene

2.10.4.1.1.1 "Injury-in-Fact" Test

2.10.4.1.1.2 "Zone of Interests" Test

TIME

2.10.3.3.1 Time for Filing Intervention Petitions

2.10.3.3.1.A Timeliness of Amendments to Intervention Petitions

2.10.3.3.2 Sufficiency of Notice of Time Limits on Intervention

2.10.3.3 Time Limits/Late Petitions (Intervention)

2.12.1 Time for Discovery

3.3.2.4 Time Extensions for Case Preparation Before Hearing

NRC KEY WORD INDEX

- 3.5.5 Time for Filing Motions for Summary Disposition
- 3.5.6 Time for Filing Responses to Summary Disposition Motions
- 4.4.1.1 Time for Filing Motion to Reopen Hearing
- 5.4 Time for Seeking Review
- 5.4.1 Variation in Time Limits on Appeals
- 5.5.1 Issues Raised for the First Time on Appeal or in a Petition for Review
- 5.10.2 Time for Submittal of Brief
- 5.10.2.1 Time Extensions for Brief on Appeal
- 6.15.2.1 Time for Filing Responses to Motions in NRC Proceedings
- TIMELINESS**
 - 2.10.3.3.1.A Timeliness of Amendments to Intervention Petitions
 - 2.10.5.6 Timeliness of Submission of Contentions (Intervention)
- TIMING**
 - 2.10.4.1.2.2.B Timing of Membership
 - 3.1.2.8 Expedited Proceedings; Timing of Rulings
- TRANSCRIPT**
 - 2.6.1 Transcripts of Prehearing Conferences
- TRANSMISSION LINES**
 - 6.16.8.2 Transmission Line Routing (Power of NRC Under NEPA)
- TREATISES**
 - 3.12.1.3 Reliance On Scientific Treatises, Newspapers, Periodicals by Expert (Rules of Evidence)
- TRIAL**
 - 5.8.7 Appeal of Advisory Decisions on Trial Rulings
- UNPUBLISHED OPINIONS**
 - 5.1.6 Precedential Effect of Unpublished Opinions
- UNRESOLVED GENERIC ISSUES**
 - 6.10.2 Effect of Unresolved Generic Issues
 - 6.10.2.1 Effect of Unresolved Generic Issues in Construction Permit

NRC KEY WORD INDEX

	Proceedings
6.10.2.2	Effect of Unresolved Generic Issues in Operating License Proceedings
UNTIMELY	
2.10.3.3.3	Consideration of Untimely Petitions to Intervene
UPDATING DISCOVERY	
2.12.2.7	Updating Discovery Responses
URANIUM	
3.8.3.4	Availability of Uranium Supply (Means of Proof)
VARIATION	
5.4.1	Variation in Time Limits on Appeals
WAIVER	
2.9.1.3	Waiver of Challenges to ASLB Composition
WITHDRAWAL	
1.10	Withdrawal of Application for License/Permit/Transfer
2.10.3.5	Withdrawal of Petition to Intervene
2.10.7	Reinstatement of Intervenor After Withdrawal
3.8.3.5.1	Cost of Withdrawing Farmland from Production (Means of Proof)
6.16.6.1.1	Cost of Withdrawing Farmland from Production (NEPA Considerations)
WITNESSES	
2.10.9.2	Intervenors' Witnesses
3.13	Witnesses at Hearing
3.13.1	Compelling Appearance of Witness
3.13.1.1	NRC Staff as Witnesses
3.13.1.2	ACRS Members as Witnesses
3.13.2	Sequestration of Witnesses
3.13.3	Board Witnesses
3.13.4	Expert Witnesses

NRC KEY WORD INDEX

3.13.4.1	Fees for Expert Witnesses
6.17.1.2	NRC Staff Witnesses
WORK PRODUCT	
2.12.2.6	Work Product Exception to Discovery Rules
WORKING PAPERS	
6.17.3	Status of NRC Staff Position and Working Papers
ZONE-OF-INTEREST	
2.10.4.1.1	"Injury-in-Fact" and "Zone-of-Interest" Tests for Standing to Intervene
2.10.4.1.1.2	"Zone of Interest" Test

BIBLIOGRAPHIC DATA SHEET

(See instructions on the reverse)

1. REPORT NUMBER
(Assigned by NRC, Add Vol., Supp., Rev.,
and Addendum Numbers, if any.)

NUREG-0386
Digest 11

3. DATE REPORT PUBLISHED

MONTH	YEAR
January	2002

4. FIN OR GRANT NUMBER

2. TITLE AND SUBTITLE

United States Nuclear Regulatory Commission
Staff Practice & Procedure Digest

5. AUTHOR(S)

6. TYPE OF REPORT

Legal digest on rules of practice

7. PERIOD COVERED *(Inclusive Dates)*

July 1972 - June 2001

8. PERFORMING ORGANIZATION - NAME AND ADDRESS *(If NRC, provide Division, Office or Region, U.S. Nuclear Regulatory Commission, and mailing address; if contractor, provide name and mailing address.)*

Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

9. SPONSORING ORGANIZATION - NAME AND ADDRESS *(If NRC, type "Same as above"; if contractor, provide NRC Division, Office or Region, U.S. Nuclear Regulatory Commission, and mailing address.)*

Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

10. SUPPLEMENTARY NOTES

ABSTRACT *(200 words or less)*

The 11th edition of the NRC Practice and Procedure Digest contains a digest of a number of Commission, Atomic Safety and Licensing Appeal Board, and the Atomic Safety and Licensing Board decisions issued during the period of July 1, 1972 to June 2001, interpreting the NRC's rules of practice for NRC adjudications.

12. KEY WORDS/DESCRIPTORS *(List words or phrases that will assist researchers in locating the report.)*

Practice and Procedure Digest
Rules of Practice

13. AVAILABILITY STATEMENT

unlimited

14. SECURITY CLASSIFICATION

(This Page)

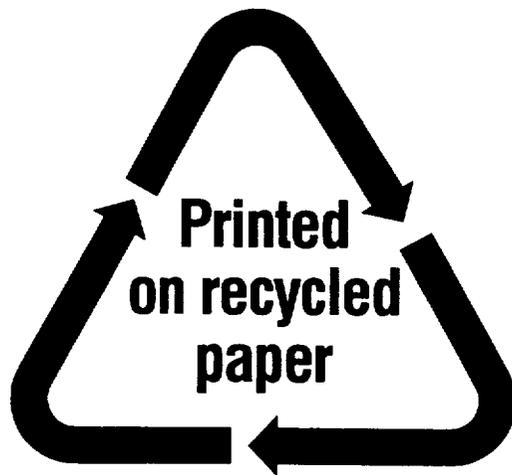
unclassified

(This Report)

unclassified

15. NUMBER OF PAGES

16. PRICE



Federal Recycling Program