

WARD

DOCKET NO. 50-272

INTERVENORS, COLEMAN, MOTION TO
CONSOLIDATE PREHEARING CONFERENCE
WITH SEPCIAL PREHEARING CONFERENCE
FOR PURPOSES OF PREHEARING ORDER

Intervenors, Alfred and Elearnor Coleman, hereby move the Atomic Safety and Licensing Board for consolidation of the Prehearing Conference scheduled for March 15, 1979 at 1:30 p.m. with the Special Prehearing Conference scheduled for March 15, 1979 at 7 p.m. and March 16, 1979 at 9:30 a.m., for the sole purpose of inclusion of significant matters raised at said special conference sessions within the Prehearing Order executed after the conclusion of this Conference.

In support of this motion, the Colemans will rely upon the attached affidavit of counsel.

Respectfully submitted,

STANLEY C. VAN NESS, PUBLIC ADVOCATE

BY:

KEITH A. ONSDORFF
ASSISTANT DEPUTY PUBLIC ADVOCATE

DATED: March 7, 1979

AFFIDAVIT OF KEITH A. ONSDORFF,
COUNSEL FOR INTERVENORS,
ALFRED & ELEANOR COLEMAN

1. I am the attorney for Intervenor, Alfred and Eleanor Coleman, in the within proceeding before the Atomic Safety and Licensing Board, Docket No. 50-272, constituted by the Nuclear Regulatory Commission to adjudicate the several challenges to the application by Public Service Electric and Gas Company to expand the on-site storage of spent radioactive fuel at its Salem One Nuclear Generating Station.

3. In order to ensure that the Prehearing Order which is issued at the conclusion of this conference properly reflects significant, material issues, contentions and or otherwise pertinent facts proffered by persons making limited appearances during the two sessions which are scheduled to be held after the single prehearing conference Thursday afternoon, it is necessary that all three sessions on March 15 and March 16, 1979 be deemed part of the prehearing conference for purposes of determinations properly within the scope of said order.

4. The Prehearing Conference Order will establish the scope and parameters of the hearing to be held in this matter. Therefore, in order for the statements and the written submissions by persons making limited appearances to

be acted upon by the Board in a meaningful manner it is necessary that their inclusion in the Prehearing Order not be foreclosed by the present conference schedule.

5. Counsel for the States of Delaware and New Jersey have consented to this motion.

Keith A. Onsdorff
KEITH A. ONSDORFF

Sworn and Subscribed to
before me this 7th day of
March 1979.

Sandra T. Ayres
Attorney-at-Law
State of New Jersey

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USNRC

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Office of the Secretary
Procurement & Service

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DOCKET NO. 50-272

DATED: March 7, 1979

AFFIDAVIT OF KEITH A. ONSDORFF,
COUNSEL FOR INTERVENOR'S
ALFRED & ELEANOR COLEMAN

1. On January 2, 1979, I began my employment with the New Jersey Department of the Public Advocate, Division of Public Interest Advocacy as an Assistant Deputy Public Advocate.

3. These matters include American Dredging Company v. State of New Jersey, Department of Environmental Protection, Docket No. 372-78, New Jersey Superior Court, Appellate Division participation as amicus curiae in appeal challenging constitutionality of New Jersey Wetlands Act as applied to appellant's property; Morris County Fair Housing Council, et al. v. Boonton Township, et al., Docket No. L-6001-78 P.W., New Jersey Superior Court, Law Division, representation of plaintiffs in trial court action to have the zoning ordinances of twenty-seven municipalities declared unconstitutional for failure to provide least cost housing opportunities; In re Application of Jersey Central Power & Light Co., etc., Docket No. 771-60, New Jersey Department of Energy, Board of Public Utilities, Docket No. 771-60, representation of public in proceeding before B.P.U. to have its zoning override approval for construction of transmission lines reconsidered.

4. Also, on February 6, 1979, I assumed the primary responsibility for representing Intervenors, Alfred and Eleanor Coleman, in the within proceeding before the Nuclear Regulatory Commission to contest the application

by Public Service Electric and Gas Company for an amendment of its NRC license to operate the Salem One Nuclear Generating Station with greatly expanded on-site storage of spent radioactive fuel.

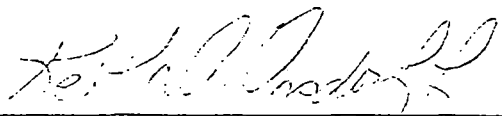
5. On February 28, 1979 Intervenor's were served with the licensee's motion for summary disposition of the Colemans' contentions Two, Six, Nine and Thirteen. This motion, supported by multiple, voluminous affidavits, undoubtedly required preparation over an extended period of time. Licensee has had over eight months to devote to this task, since these contentions were admitted at the initial ASLB conference held in May 6, 1978.

6. Pursuant to rule 10 C.F.R. §2.749 Colemans' response presently should be filed no later than March 19, 1979. This very short deadline does not in my opinion afford the Colemans a fair and reasonable amount of time to adequately prepare the necessary detailed and verified response to licensee's motion.

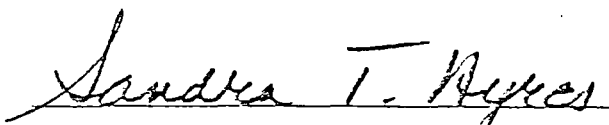
7. Therefore, the Colemans hereby request an extension of time to file their response to the Public Service Motion for Summary Disposition until and including April 19, 1979.

8. Counsel for licensee, Mr. Fryling stated to me during a phone conversation on March 6, 1979 that he would neither consent nor object to a 15 day extension on Intervenor's deadline for a response to the within motion.

Sworn and Subscribed to before
me this 7th day of March, 1979.



KEITH A. ONSDORFF



Attorney-at-Law
State of New Jersey

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

DOCKET NO. 50-272

DATED: March 7, 1979

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

DOCKET NO. 50-272

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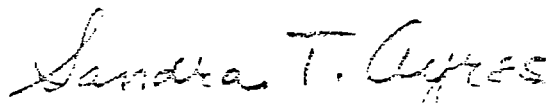
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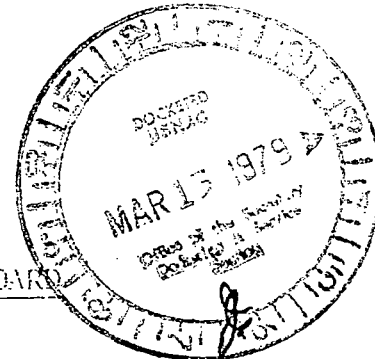
Janice E. Moore
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SANDRA T. AYRES
Assistant Deputy Public Advocate

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

REPORT OF THE ATOMIC SAFETY AND LICENSING BOARD



IN THE MATTER OF

PUBLIC SERVICE ELECTRIC AND
GAS COMPANY

(SALEM NUCLEAR GENERATING
STATION, UNIT NO. 1)

DOCKET NO. 50-272

CERTIFICATE OF SERVICE

I hereby certify that copies of MOTION BY INTERVENORS, COLEMANS, FOR EXTENSION OF TIME TO RESPOND TO LICENSEE'S MOTION FOR SUMMARY DISPOSITION and SUPPORTING AFFIDAVIT;

INTERVENORS, COLEMANS, MOTION TO CONSOLIDATE PREHEARING CONFERENCE WITH SPECIAL PREHEARING CONFERENCE FOR PURPOSES OF PREHEARING ORDER and SUPPORTING AFFIDAVIT, in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, this 7th day of March, 1979.

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Chairman, Atomic Safety and
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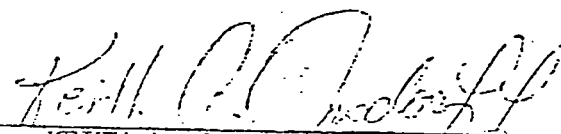
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