

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	Docket No. 50-367
)	
NORTHERN INDIANA PUBLIC SERVICE)	(Construction Permit
COMPANY)	Extension)
)	
(Bailly Generating Station,)	July 23, 1981
Nuclear-1))	
)	

NIPSCO's Response in Opposition
to "Motion to Extend Time to
File Answers or Objections to
Third Set of Interrogatories"



By Motion dated July 10, Porter County Chapter of the Izaak Walton League of America, Inc.; Concerned Citizens Against Bailly Nuclear Site; Businessmen for the Public Interest, Inc.; James L. Newman; and Mildred Warner requested a 21-day extension of time for answering (or objecting to) NIPSCO's Third Set of Interrogatories.

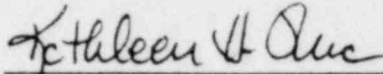
The justification offered for that extension is no more persuasive than the justifications offered by PCCI for previous extension requests. In fact, it is identical to the excuse stated in PCCI's Motion to extend time to file answers or objections to NIPSCO's Second Set of interrogatories (June 15, 1981). The fact is, of course, that PCCI have not responded in timely fashion to any discovery requests and apparently intend to use requests for extension to delay completion of discovery.

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NIPSCO opposes the Motion and urges the Board to decline to condone abuse of the discovery process and to deny the Motion, ordering immediate filing of answers or objections.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that copies of Northern Indiana Public Service Company's Response in Opposition to PCCI Motion to Compel Production of Documents Pursuant to PCCI's Fourth Request and Northern Indiana Public Service Company's Response in Opposition to "Motion to Extend Time to File Answers or Objections to Third Set of Interrogatories" in the above-captioned proceeding were served on the following by deposit in the United States mail, postage prepaid, or by hand delivery, this 23rd day of July, 1981:

Herbert Grossman, Esquire, Chairman
Administrative Judge
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Robert L. Holton
Administrative Judge
School of Oceanography
Oregon State University
Corvallis, Oregon 97331

Dr. J. Venn Leeds
Administrative Judge
10807 Atwell
Houston, Texas 77096

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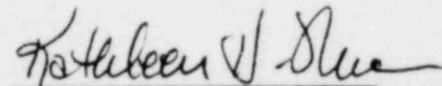
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