

AUG 13 1981
Office of the Secretary
Decorating & Service
Branch

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

Docket No. 50-367
(Construction Permit
Extension)

PORTER COUNTY CHAPTER INTERVENORS'
THIRD APPLICATION PURSUANT TO
10 CFR §2.720(h)(2)(ii)

Porter County Chapter Intervenor (PCCI), by their attorneys, hereby apply to the Board pursuant to 10 CFR §2.720(h)(2)(ii) for an order requiring the NRC staff to answer Porter County Chapter Intervenor's Third Set of Interrogatories to the NRC Staff, being filed simultaneously with this application. These interrogatories are based on the three staff documents filed on July 17, 1981: the "Evaluation of the Request for an Extension", the "Negative Declaration", and the "Environmental Impact Appraisal." Because PCCI cannot adequately prepare its case without the staff's answers, they are necessary to PCCI's presentation of their case and evaluation of the staff's case, and thus to a proper decision in this proceeding. Since the interrogatories go to matters solely within the staff's knowledge, answers are not reasonably obtainable from any other source.

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PCCI, therefore, request the Board to find, under 10 CFR §2.720(h)(2)(ii), that answers to the interrogatories are necessary to a proper decision in this proceeding and are not reasonably obtainable from any other source, and to order the staff to answer the interrogatories.

DATED: August 11, 1981

Respectfully submitted,

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by: Jane M. Whicher

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