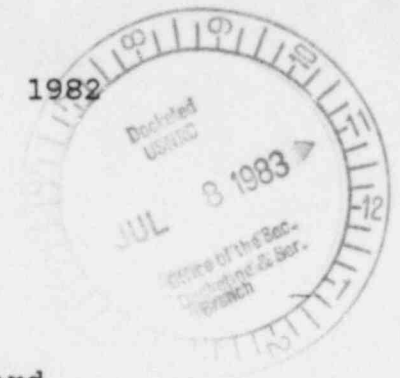


LILCO, July 6, 1982



UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of)
LONG ISLAND LIGHTING COMPANY) Docket No. 50-322 (OL)
(Shoreham Nuclear Power Station,)
Unit 1))

LILCO'S REQUEST FOR LEAVE TO REPLY TO
"ANSWER AND OPPOSITION OF SUFFOLK COUNTY
TO LILCO'S MOTION FOR A LOW-POWER LICENSE"

On June 27, 1983, intervenor Suffolk County filed its "Answer and Opposition of Suffolk County to LILCO's Motion for a Low-Power License." The Answer and Opposition opposes LILCO's motion for a low-power testing license, dated June 8, 1983.

LILCO requests permission to file a written reply to the Suffolk County Answer and Opposition. There are two justifications for this request. First, because the NRC regulations so clearly authorize a low-power license as soon as the Board's partial initial decision is issued in July, if that decision is favorable to LILCO, there was no way when the motion was filed to anticipate what arguments the County might raise to oppose the motion. Second, recent developments since the County filed its Answer and Opposition need to be addressed.

The first point is self-explanatory. Since the record has been closed on all issues except offsite emergency

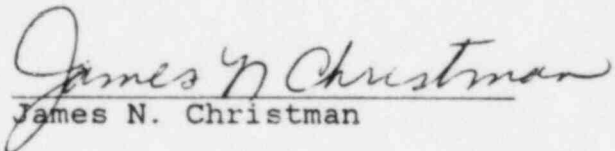
planning, and since 10 CFR § 50.47(d) by its plain terms requires no finding of offsite preparedness for a low-power license, deciding all the contested issues except offsite emergency planning is tantamount to deciding the low-power license issue. Somewhat unconventional arguments against a low-power license would have to be created to oppose it, and it was impossible to anticipate what those arguments might be. As an illustration, Suffolk County has raised an objection to a low-power license based on the National Environmental Policy Act. No one has raised a NEPA issue in this proceeding for quite some time.

As to the second point, the most salient new development, which changes the circumstances in which the County's Answer and Opposition was filed, is the Commission's order CLI-83-17, dated June 30, 1983, which resolves the low-power issue certified to the Commission by this Board.

Accordingly, LILCO respectfully requests permission to file a written reply to the County's Answer and Opposition of June 27.

Respectfully submitted,

LONG ISLAND LIGHTING COMPANY

By 
James N. Christman

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DATED: July 6, 1983

LILCO, July 6, 1983

CERTIFICATE OF SERVICE

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322 (OL)

I hereby certify that copies of LILCO's Request for Leave to Reply to "Answer and Opposition of Suffolk County to LILCO's Motion for a Low-Power License" were served this date upon the following by first-class mail, postage prepaid, or (as indicated by an asterisk) by Federal Express.

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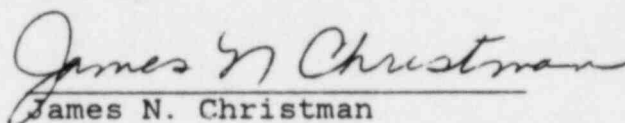
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DATED: July 6, 1983