

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

82 AGO-6 40:23

In the Matter of)
METROPOLITAN EDISON COMPANY)
(Nuclear Generating Station)
Unit 1)

Docket 50 - 289 OFFICE OF SECRETARY
TESTING & SERVICE
BRANCH

AAMODT MOTION FOR AN EXTENSION OF TIME TO FILE EXCEPTIONS
(AND SUPPORTING ARGUMENTS) TO THE BOARD'S DECISION OF JULY 27

The Board states in their decision of July 27 at paragraph #2425 that any party may take an appeal of their decision to the Appeal Board by filing exception to all or portions of their decision within ten days and a supporting brief within thirty days. The Board suggests that any party desirous of making an appeal but unable to do so within these time limits should request the Appeal Board for an additional time.

The Aamodts received the Board's decision on July 28 by Express Mail Delivery. The first opportunity they had to study the decision was July 30. By August 1 they were fully aware of the extent of their disagreement and the inadequacy of the standing time limits for appeal. An oral motion was made to the Secretary of the Appeal Board on August 1. This motion was requested to be in writing and is stated herewith:

The Aamodts request an additional two weeks or until August 20 to serve exceptions and thirty days, thereafter, or until September 20, to serve a supporting brief.

The reasons for the need for additional time are as follows:

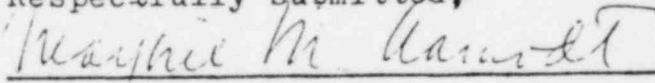
(1) The Board's decision arrived at an importune time. We had made other plans which involve numerous people and are difficult, if not impossible, to change. If we had had a notice of the date of issuance of the Board's decision in advance, we would have had the opportunity to plan appropriately.

(2) We are already occupied with another matter concerning the same docket. The Appeal Board considering Emergency Planning for the TMI area has requested the parties to file comments by August 6. Relevant information was just received -- 500 pages (approximately) as recently as July 28. All available time until August 6 must be devoted to this matter.

(3) The Board's decision is lengthy, 184 pages in length. It addresses many issues and sub-issues. The Board deliberated for at least three months since our last round of filings. The Board's findings and conclusions come as a surprise. We do not agree with a number of these findings and conclusions. The matter of taking exception must be given our careful consideration.

The other parties to the proceeding whom we were able to contact (Licensee, Staff and the Commonwealth of Pennsylvania) do not oppose our motion. (We were unable to contact the legal representative of Three Mile Island Alert, Ms. Bradford.) The Licensee differs, however, in the computation of the number of days of extension requested. Licensee computes the deadline for service of exceptions to be August 12, thus considering our request to be an eight day extension.

Respectfully submitted,



Marjorie M. Aamodt

August 4, 1982 - Served this day by deposit in U. S. Mail, first class, to the Appeal Board, the Board and parties.