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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSIONBEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
 )  
DUKE POWER COMPANY, et al. ) Docket Nos. 50-413  
 ) 50-414  
(Catawba Nuclear Station, )  
Units 1 and 2) )

APPLICANTS' MOTION FOR AN EXTENSION  
OF THE TIME WITHIN WHICH  
TO FILE MOTIONS FOR SUMMARY DISPOSITION

In its Memorandum and Order of February 2, 1983, (p. 11) this Board established June 20, 1983 as the date on which the parties are to file Motions for Summary Disposition on Contentions 6, 7, 8, 16, 27 and 44; DES Contentions 17 and 19; CMEC 1-4. This schedule was premised upon a close of discovery on May 20, 1983. However, due to a variety of factors Palmetto Alliance was permitted to make discovery for a period of time thereafter. 1/ In light of this fact, Applicants' move that the time within which to file motions for summary disposition be extended until July 1, 1983. Further, with respect to Contentions 6, 7, 8, 16 and 44, Applicants have moved for sanctions,

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1/ Palmetto Alliance filed Further Supplementary Responses on May 27, 1983; it filed Responses to Applicants May 23, 1983 Follow-up Interrogatories on DES Contentions 11, 17 and 19 on June 6, 1983.

including dismissal. 2/ See Applicants Motion for Sanctions dated June 6, 1983. Applicants suggest that, given the prospect that the Board may dismiss or narrow all or some of the challenged contentions, it would be counterproductive to prepare and file motions for summary disposition until after the Board has ruled on the Motions for Sanctions. Applicants suggest that any motions for summary disposition be filed within 20 days of the Board's ruling on the outstanding Motions for Sanctions.

For the above stated reasons Applicants move that the Board's schedule for filing motions for summary disposition on Contentions 6, 7, 16, 18, 27 and 44 and DES Contentions

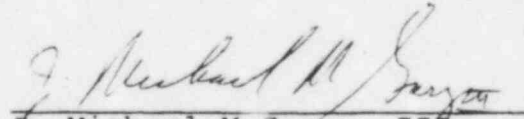
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2/ On June 3, 1983, the Staff moved for sanctions regarding Contentions 7 and 44. The sanction sought was dismissal of the contentions.

17 and 19 be modified as follows:

- |   |  |
|---|--|
| 1. Motions for summary disposition on Contention 27, DES Contentions 17 and 19. | July 1, 1983   |
| 2. Motions for summary disposition on Contentions 6, 7, 8, 16 and 44.           | 20 days after Board ruling on Applicants' and Staff's Motions for Sanctions. |

Respectfully submitted,

  
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June 8, 1983

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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DUKE POWER COMPANY, <u>et al.</u>	)	Docket Nos. 50-413
	)	50-414
(Catawba Nuclear Station,	)	
Units 1 and 2)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of "Applicants' Supplemental Response To Interrogatory 17 On Contention 7," and "Applicants' Motion For An Extension Of The Time Within Which To File Motions For Summary Disposition" in the above captioned matter have been served upon the following by deposit in the United States mail this 8th day of June, 1983.

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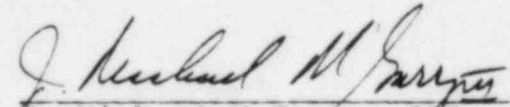
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