

DOCKETED
USNRC

'83 MAR 25 P4:43

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING APPEAL BOARD

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Before Administrative Judges:
Gary J. Edles, Chairman
Dr. W. Reed Johnson
Howard A. Wilber

In the Matter of

UNITED STATES DEPARTMENT OF ENERGY
PROJECT MANAGEMENT CORPORATION
TENNESSEE VALLEY AUTHORITY

(Clinch River Breeder Reactor Plant)

Docket No. 50-537

ASLBP Docket
No. 75-291-12

INTERVENORS' MOTION FOR EXTENSION OF TIME
TO FILE BRIEF IN SUPPORT OF EXCEPTIONS

Intervenors, Natural Resources Defense Council, Inc. and the Sierra Club, hereby move the Appeal Board under 10 CFR §2.711 to extend the time for Intervenors to file a brief on appeal in the above-captioned case. Grounds for this motion are as follows:

1. The Atomic Safety and Licensing Board's Partial Initial Decision (Limited Work Authorization) was served by mail upon Intervenors on March 3, 1983. Intervenors filed timely exceptions to the Partial Initial Decision with the Appeal Board on March 18, 1983. On that same date, Intervenors filed with the Appeal Board in a timely manner an application for stay of the effectiveness of the Partial Initial Decision, as provided

DS03

for in 10 CFR §§ 2.764 and 2.788. Intervenor's brief in support of the exceptions is currently due on April 18, 1983.

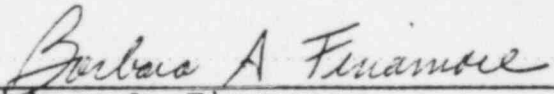
2. Counsel for Intervenor is engaged in several other proceedings before the Nuclear Regulatory Commission, the U.S. District Court for the District of Columbia, the U.S. Court of Appeals for the District of Columbia Circuit, and the U.S. Supreme Court, which require substantial attention in the next few weeks.

3. Counsel for Intervenor has long-standing plans to be married in New York in mid-April, and to be out of the country for the remainder of the month.

4. Intervenor has participated actively for over one year on an expedited schedule in the extensive Clinch River Breeder Reactor proceedings, but have never requested an extension of time for any brief until today.

For these reasons, Intervenor respectfully move this Appeal Board to issue an order extending the time for filing of Intervenor's brief in support of exceptions until May 18, 1983.

Respectfully submitted,


Barbara A. Finamore
Natural Resources Defense
Council, Inc.
1725 I Street, N.W., Suite 600
Washington, D.C. 20006
(202) 223-8210

ATTORNEY FOR INTERVENORS
NATURAL RESOURCES DEFENSE
COUNCIL AND SIERRA CLUB

March 25, 1983

'83 MAR 25 P4:43

CERTIFICATE OF SERVICE

OFFICE OF SECRETARY
DOCKETING & SERVICE

I hereby certify that copies of INTERVENORS' MOTION FOR
EXTENSION OF THE TIME TO FILE BRIEF IN SUPPORT OF EXCEPTIONS were
served this 25th day of March 1983 upon:

- * Gary J. Edles, Chairman
Atomic Safety and Licensing Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
- * Dr. W. Reed Johnson
Atomic Safety and Licensing Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
- * Howard A. Wilber
Atomic Safety and Licensing Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
- * Marshall E. Miller, Esq.
Chairman
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
4350 East-West Highway
Bethesda, MD 20014
- * Gustave A. Linenberger
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
4350 East-West Highway, 4th Floor
Bethesda, MD 20014
- Dr. Cadet H. Hand, Jr.
Director
Bodega Marine Laboratory
University of California
West Side Road
Bodega Bay, California 94923
- * Atomic Safety & Licensing Board Panel
U.S. Nuclear Regulatory Commission
1717 H Street, NW, Room 1121
Washington, D.C. 20555

Certificate of Service - 2

* Docketing & Service Section
Office of the Secretary
U.S. Nuclear Regulatory Commission
1717 H Street, NW, Room 1121
Washington, D.C. 20555 (3 copies)

* R. Tenney Johnson, Esq.
Leon Silverstrom, Esq.
Warren E. Bergholz, Jr., Esq.
Michael D. Oldak, Esq.
L. Dow Davis, Esq.
Office of General Counsel
U.S. Department of Energy
1000 Independence Ave., SW, Rm. 6A245
Washington, D.C. 20585

* Sherwin E. Turk, Esq.
Stuart Treby, Esq.
Office of Executive Legal Director
U.S. Nuclear Regulatory Commission
7735 Old Georgetown Road
Bethesda, MD 20014

* George L. Edgar, Esq.
Irvin N. Shapell, Esq.
Thomas A. Schmutz, Esq.
Gregg A. Day, Esq.
Frank K. Peterson, Esq.
Morgan, Lewis & Bockius
1800 M Street, NW, 7th Floor
Washington, D.C. 20036

Herbert S. Sanger, Jr., Esq.
Lewis E. Wallace, Esq.
James F. Burger, Esq.
W. Walker LaRoche, Esq.
Edward J. Vigluicci, Esq.
Office of the General Counsel
Tennessee Valley Authority
400 Commerce Avenue
Knoxville, TN 37902

William M. Leech, Jr., Esq.,
Attorney General
William B. Hubbard, Esq.,
Chief Deputy Attorney General
Michael D. Pearigen, Esq.
State of Tennessee
Office of the Attorney General
450 James Robertson Parkway
Nashville, TN 37219

Certificate of Service - 3


Lawson McGhee Public Library
500 West Church Street
Knoxville, TN 37219

William E. Lantrip, Esq.
City Attorney
Municipal Building
P.O. Box 1
Oak Ridge, TN 37830

Oak Ridge Public Library
Civic Center
Oak Ridge, TN 37820

Joe H. Walker
401 Roane Street
Harriman, TN 37748

Commissioner James Cotham
Tennessee Department of Economic and
Community Development
Andrew Jackson Building, Suite 1007
Nashville, TN 32219


Barbara A. Finamore