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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

BEFORE THE SECRETARY OF THE COMMISSION

'91 APR -8 AMO 54

In the Matter of)

LONG ISLAND LIGHTING COMPANY)

(Shoreham Nuclear Power Station,
Unit 1))

Docket Nos. 50-322
50-322-OLA, and
50-322-OLA-2

OFFICE OF SECRETARY
DOCKETING & SERVICE
BEARLY

PETITIONERS' JOINT MOTION FOR LEAVE TO FILE JOINT REPLY

Pursuant to 10 C.F.R. § 2.730(c), Petitioners move the Secretary of the Commission to grant them leave to file a Reply (attached hereto and lodged herewith) to the four Oppositions to their Joint Motion to Stay License Issuance and Other Matters in the above-captioned proceedings for good cause shown as detailed below.

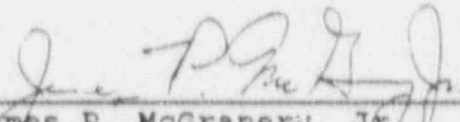
Petitioners' Joint Motion was opposed by a blizzard (69 pages) of oppositions from two parties and two amici. Not only would the filing of a reply be helpful to the Commission in sorting out the similarities and contradictions among these various oppositions, it would also be useful to the Commission in identifying the concessions by silence contained within these oppositions and correcting various errors of fact and law within the oppositions. In addition, the reply would allow Petitioners to address certain new legal arguments which could not have been anticipated in their original motion (for example, the Long Island Power Authority's res judicata argument relying on Restatement (Second) of Judgments (LIPA at 8)).

Petitioners also note that this is not a case where there have been "already exhaustive filings and arguments on the issue," but rather the first motion addressing stays of Commission action on comprehensive bases in a case of admittedly national significance. See Long Island Lighting Co. (Shoreham Nuclear Power Station, Unit 1), LBP-87-26, 26 NRC 201, 205 (1987).

WHEREFORE, Petitioners urge the Secretary to grant leave to file the Joint Reply for good cause shown.

Respectfully submitted,

April 5, 1991



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