

DOCKETED  
USNRC

'84 JAN 20 A11:04

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

In the Matter of )  
THE REGENTS OF THE UNIVERSITY OF )  
CALIFORNIA )

(UCLA Research Reactor) )

Docket No. 50-142  
(Proposed Renewal of Facility  
License Number R-71)

January 17, 1984

APPLICATION FOR EXTENSION OF TIME TO RESPOND  
TO CBG'S MOTION FOR CURTAILMENT III

DONALD L. REIDHAAR  
GLENN R. WOODS  
CHRISTINE HELWICK  
590 University Hall  
2200 University Avenue  
Berkeley, California 94720  
Telephone: (415) 642-2822

Attorneys for Applicant

THE REGENTS OF THE UNIVERSITY  
OF CALIFORNIA

8401230425 840117  
PDR ADOCK 05000142  
G PDR

5503

On January 9, 1984, CBG filed its "Motion For Curtailment III (Irreparable Injury Associated With Any Further Delay)" (Motion). Ordinarily, University would be required to respond to the Motion by January 23, 1984. University hereby requests that the Board, pursuant to 10 CFR Sec 2.711, extend the time for University to respond to the Motion to February 16, 1984.

CBG's Motion is the third such motion to shut down the UCLA facility which CBG has filed in the last several weeks. Earlier motions requesting the same remedy were filed on December 14, 1983 and December 27, 1983. The Motion is 65 pages in length and proposes a remedy that will seriously affect the rights and interests of University. The Motion makes extensive references purportedly to the procedural and evidentiary record in this proceeding, however, few record citations have been provided. A substantial portion of the Motion constitutes re-argument of CBG's safety allegations relating to the matters currently under review by the Board in this proceeding. University cannot provide a thorough and reasoned response to all the matters raised in CBG's Motion in the short time allotted under the usual rule.

The extension of time requested by University should not cause prejudice to the position of CBG or any other party in the proceeding. CBG's assertion of irreparable injury is apparently based on its view of the likelihood and consequences of an accident at the UCLA facility. CBG's view of the safety of the reactor is vigorously disputed by both University and Staff and is not supported by any findings by the

Board nor the Commission. The extension of time requested by University will not delay consideration of matters currently pending. If CBG is prejudiced in any way by University's request, its prejudice is clearly outweighed by the substantial prejudice to University that would result if the Board was to grant any portion of the remedy requested by CBG without giving University fair opportunity to fully respond to all of CBG's arguments.

For the reasons above, University respectfully requests that the Board extend the time for University to respond to CBG's Motion to February 16, 1984.

Dated: January 17, 1984.

DONALD L. REIDHAAR  
GLENN R. WOODS  
CHRISTINE HELWICK

By W H Cormier  
WILLIAM H. CORMIER

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
THE REGENTS OF THE UNIVERSITY	)	Docket No. 50-142
OF CALIFORNIA	)	(Proposed Renewal of Facility
	)	License Number R-71)
(UCLA Research Reactor)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the attached: APPLICATION FOR  
EXTENSION OF TIME TO RESPOND TO CBG'S MOTION FOR CURTAILMENT III

In the above-captioned proceeding have been served on the following by  
deposit in the United States mail, first class, postage prepaid, addressed  
as indicated, on this date: January 17, 1984.

John H. Frye, III, Chairman  
Administrative Judge  
ATOMIC SAFETY AND LICENSING BOARD  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Dr. Emmeth A. Luebke  
Administrative Judge  
ATOMIC SAFETY AND LICENSING BOARD  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Mr. Glenn O. Bright  
Administrative Judge  
ATOMIC SAFETY AND LICENSING BOARD  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Counsel for the NRC Staff  
OFFICE OF THE EXECUTIVE LEGAL DIRECTOR  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555  
Attn: Ms. Colleen P. Woodhead

Chief, Docketing and Service Section (3)  
OFFICE OF THE SECRETARY  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

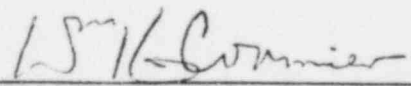
Mr. Daniel Hirsch  
Cte. to Bridge the Gap  
1637 Butler Avenue, #203  
Los Angeles, CA 90025

Mr. John H. Bay, Esq.  
Chickering & Gregory  
Three Embarcadero Center  
Suite 2300  
San Francisco, CA 94111

Mr. Daniel Hirsch  
Box 1186  
Ben Lomond, CA 95005

Nuclear Law Center  
c/o Dorothy Thompson  
6300 Wilshire Blvd., #1200  
Los Angeles, CA 90048

Ms. Lynn G. Naliboff  
Deputy City Attorney  
City Hall  
1685 Main Street  
Santa Monica, CA 90401

  
WILLIAM H. CORMIER  
Representing UCLA

THE REGENTS OF THE UNIVERSITY  
OF CALIFORNIA