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LILCO, April 13, 1984

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF SECRETARY
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Before the Atomic Safety and Licensing Board

In the Matter of)	
)	
LONG ISLAND LIGHTING COMPANY)	Docket No. 50-322-OL-3
)	(Emergency Planning
(Shoreham Nuclear Power Station,)	Proceeding)
Unit 1))	

LILCO MOTION TO SET SCHEDULE
FOR PARTIAL INITIAL DECISION
ON "GROUP I" EMERGENCY PLANNING ISSUES

With the testimony on March 20, 1984, all the evidence has been submitted on the "Group I" emergency planning issues: Contention 23 ("Shadow Phenomenon"), Contention 25 ("Role Conflict"), and Contention 65 (Evacuation Time Estimates). The Board and parties now face the task of making their way through over 40 more witness panels on the Group II-A and II-B issues.

LILCO believes it is important to begin resolving the issues as soon as possible. To that end, we propose that the Board set a schedule for the parties to submit proposed findings, with an eye toward a Partial Initial Decision on the "Group I" issues. Our proposed schedule is the following:

May 18, 1984

All parties to file proposed findings on the Group I issues

June 1, 1984

All parties file reply findings to the other parties' findings

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This schedule would permit, we would hope, a Partial Initial Decision by July.

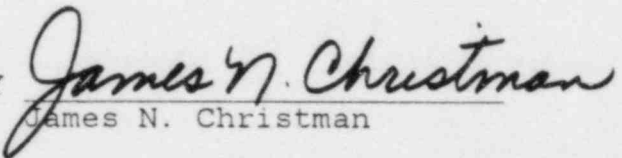
The need for beginning the process of submitting proposed findings and for a Partial Initial Decision are, we believe, compelling. First, the sooner proposed findings are prepared, the fresher is the record in the parties' minds and the easier and more reliable the task of writing the findings. Second, the size and complexity of this litigation virtually compel the conclusion that the process, including the process of submitting findings, must be broken into parts. To put it another way, if we are to wait until the end of the hearings to begin the proposed finding process, we will be faced with a mountain of transcripts and, no doubt, requests by some parties for a great deal of time to deal with that mountain. By contrast, the pile of transcripts from the Group I hearings alone is not mountainous and ought to be manageable on the schedule outlined above, particularly since the parties have already filed preliminary findings. Third, there is precedent in this proceeding for the filing of proposed findings in phases. The practice was adopted during the health-and-safety phase, where proposed findings were filed in three phases.^{1/}

^{1/} Proposed findings and opinions, and proposed reply findings, on all issues within the initial scope of the contentions, except Quality Assurance and Environmental Qualification, were filed in the first group; those on QA and EQ in the second group; and those on a late-developed issue were filed in the third group.

Accordingly, LILCO hereby moves the Board (1) to adopt the schedule set out above for the filing of proposed findings of fact and conclusions of law on the Group I issues and (2) to issue a Partial Initial Decision on those issues as soon after the proposed findings have been submitted as is practicable.

Respectfully submitted,

LONG ISLAND LIGHTING COMPANY

BY 
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DATED: April 13, 1984

LILCO, April 13, 1984

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OFFICE OF SECRETARY
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(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322-OL-3

I hereby certify that copies of LILCO'S MOTION TO SET SCHEDULE FOR PARTIAL INITIAL DECISION ON "GROUP I" EMERGENCY PLANNING ISSUES were served this date upon the following by first-class mail, postage prepaid or, as indicated by an asterisk, by Federal Express, or, as indicated by two asterisks, by hand:

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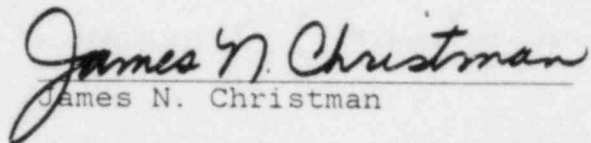
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