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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

'84 JUL -5 P1:36

IN THE MATTER OF:

COMMONWEALTH EDISON COMPANY

(Byron Nuclear Power Station,  
Units 1 & 2)

)  
)  
) DOCKET NOS. 50-454 OL  
) 50-455 OL  
)  
)

) MOTION FOR EXTENSION OF TIME

NOW COME the Dekalb Area Alliance for Responsible Energy, the Sinnissippi Alliance for the Environment, the Rockford League of Women Voters, (hereinafter "Intervenors"), by their attorneys, Pedderson, Menzimer, Conde, Stoner & Killoren, by Steven P. Zimmerman, and for their Motion for Extension of Time, state as follows:

1. Intervenors and Commonwealth Edison Company, (hereinafter "Edison"), and the Nuclear Regulatory Commission staff entered into a Stipulation in March of 1983 which removed certain issues, all relating to the Emergency Planning Contention from the April, 1983 license hearings, to be resolved in accordance within the framework of the Stipulation.

2. Paragraph 4(d) of the Stipulation provides that Edison shall notify Intervenors in writing when it believes a Commitment has been satisfied.

3. Edison gave notice in writing of its belief that Commitments were satisfied on the following dates:

8407060095 840702  
PDR ADOCK 05000454  
G PDR

DS83

April 16, 1984  
May 30, 1984  
June 7, 1984  
June 13, 1984

Q,R,S,T,X  
A,B,C,D,E  
M,N,P,U,V,W  
F,G,H,I,J,K,L,O,Y,Z

4. Intervenors have replied to each notification letter from Edison in accordance with paragraph 6(a), indicating on the majority of these Commitments that Intervenors are unable to determine at this time whether said Commitments have been satisfied and that Intervenors are undergoing efforts to verify same

5. Paragraph 6(a) provides that Intervenors may petition the Licensing Board for a hearing within thirty (30) days of receipt of notification by Edison of its belief that all of the Commitments set forth in the Stipulation have been satisfied.

6. Intervenors received notice on June 13, 1984, from Edison of its belief that all of the Commitments have been satisfied.

7. Intervenors have exercised due diligence throughout the period of the Stipulation in determining whether a Commitment has been satisfied and in making their independent assessment as to each Commitment, in accordance with paragraphs 4 and 6 of the Stipulation.

8. Although negotiations between Intervenors and Edison are proceeding forward at this time in regards to Edison's provision of documents to Intervenors pursuant to paragraph 4(b)(i), Intervenors' access to certain documents upon which Edison relies in its Commitments has been either limited or denied during the period of the Stipulation.

9. Despite Intervenor's exercise of due diligence, Intervenor is unable to determine whether many of the Commitments had been satisfied without an extension of time for further verification prior to the thirty (30) day cut-off date for petitioning the Licensing Board.

10. Specifically, Intervenor has taken the following action in regards to specific Commitments or groups thereof:

- Q,R. Objections to language contained in the brochures have been made; negotiations continue.
- T. Spot survey completed; results to be tabulated and sent to Edison, shortly.
- S. Will require arrangements for mobility-impaired similar to nursing home residents, as provided in Commitments M and N.
- A,B,C, All school superintendents have been contacted  
D,E and school SOPS have been reviewed.
- F,G,H, Two expert witnesses have been engaged to review  
I,J,K Time Estimate Study; said experts may require additional documentation.
- M,N,O All nursing homes have been contacted-three administrators are on vacation; Nursing Home SOPS have been reviewed.
- P. Training manuals requested have not been provided to Intervenor.
- U,V Access to IPRA has been limited until Intervenor were given their own copy on June 29, 1984.
- W. Intervenor has met with two mayors and have appointments to meet all others.

11. Edison will not be prejudiced by the extension of time requested by Intervenor, but said extension would allow Edison and Intervenor the opportunity to continue to

resolve certain issues during the time in which Intervenor  
continue their independent assessment as to other issues.

WHEREFORE, Intervenor pray that the Board grant Intervenor  
Motion for Extension of Time for a reasonable period to  
allow Intervenor additional time to determine whether the  
Commitments have been satisfied, pursuant to paragraph 6(a)  
of the Stipulation.

DEKALB AREA ALLIANCE FOR  
RESPONSIBLE ENERGY, THE  
SINNISSIPPI ALLIANCE FOR  
THE ENVIRONMENT, THE ROCKFORD  
LEAGUE OF WOMEN VOTERS; Intervenor

BY: PEDDERSON, MENZIMER, CONDE,  
STONER & KILLOREN

BY:   
STEVEN P. ZIMMERMAN

STEVEN P. ZIMMERMAN  
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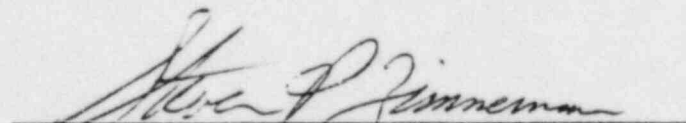
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DOCKET NOS. 50-454  
50-455(OL)

SECRETARY'S OFFICE  
BRANCH

ENTRY OF APPEARANCE

I hereby enter my appearance on behalf of the DeKalb Area Alliance for Responsible Energy (DAARE), the Sinnissippi Alliance for the Environment (SAFE), and the Rockford League of Women Voters, Intervenors in the above-captioned matter.

  
STEVEN P. ZIMMERMAN

STEVEN P. ZIMMERMAN  
Pedderson, Menzimer, Conde,  
Stoner & Killoren  
120 W. State St. - Suite 400  
Rockford, Illinois 61101  
(815) 987-4000

STATE OF ILLINOIS     )  
                              )  
COUNTY OF WINNEBAGO) SS:

The undersigned being first duly sworn <sup>84 JUL 5 01 37</sup> on oath deposes  
and says that she served the within Entry of Appearance and  
Motion for Extension of Time  
upon:  
BRANCH

See attached Service List

by placing a true and correct copy of said Entry of Appearance and  
Motion for Extension of Time  
in an envelope, addressed as shown above.

That she sealed said envelope and placed sufficient U.S.  
postage thereon; that she deposited said envelope so sealed  
and stamped in the United States Mail at Rockford, Illinois,  
at or about the hour of 5:00 P.M. on the 2nd day of  
July, 1984.

Joyce Brady

Subscribed and sworn to before me  
this 2nd day of July, 1984.

Glenda Blough  
NOTARY PUBLIC



SERVICE LIST

Ivan W. Smith  
Administrative Judge  
Atomic Safety and Licensing Board  
U. S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Dr. Richard Cole  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

A. Dixon Callihan  
Administrative Judge  
Atomic Safety and Licensing Board  
Union Carbide Corporation  
Oak Ridge, Tennessee

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Mitzi Young  
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