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LILCO, July 19, 1985

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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OFFICE OF SECRETARY
DOCKETING & SERVICE

Before the Atomic Safety and Licensing Appeal Board

In the Matter of)

LONG ISLAND LIGHTING COMPANY)

(Shoreham Nuclear Power Station,)
Unit 1))

Docket No. 50-322-OL-3
(Emergency Planning Proceeding)

LILCO'S MOTION FOR EXTENSION OF TIME
TO FILE RESPONSIVE BRIEF ON LEGAL AUTHORITY-RELATED ISSUES

On July 11, the Staff requested, with LILCO's consent, a four-day extension of time, from Monday July 15 to Friday July 19, to file its brief on legal authority-related issues, based on personal hardship to Staff counsel. Staff counsel accurately represented that LILCO did not at that time request a corresponding extension of its filing deadline of Tuesday, July 23, but would evaluate the need for it upon review of the Staff's brief.

In agreeing to the Staff's requested extension on the terms recited, LILCO counsel, purely by inadvertence, overlooked the fact that a weekend followed immediately upon the Staff's revised briefing deadline, and that only one business day would remain between the Staff's revised deadline and LILCO's current one. The vagaries of weekend document service are such as to commend an anticipatory request for a brief extension of LILCO's deadline. Accordingly, LILCO requests a two-day extension of time, from

8507230302 850719
PDR ADOCK 05000322
G PDR

GRANTED
For the Appeal Board

C. [Signature] 7-19-85
Secretary to the Appeal Board

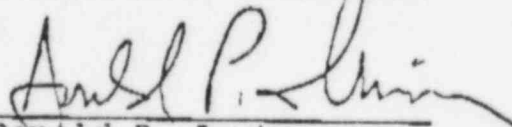
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Tuesday July 23 to Thursday July 25, to file its responsive brief. If the requested extension is granted, LILCO will ensure service by hand that day on all parties in the Washington area and service by Federal Express on all other active parties.

LILCO believes that the shortness of time to review and respond to the Staff's brief, the brevity of the requested extension, and the amount of time remaining before the oral argument on this issue establish good cause for and the absence of prejudice from the requested extension.

LILCO has requested the consent of counsel for the Regulatory Staff, the Suffolk County Attorney's Office, the firm of Kirkpatrick & Lockhart, and the State of New York, and is authorized to state that they do not oppose the requested extension.

Respectfully submitted,



Donald P. Irwin
James N. Christman
Counsel for Long Island
Lighting Company

Hunton & Williams
707 East Main Street
P.O. Box 1535
Richmond, VA 23212

DATED: July 19, 1985

CERTIFICATE OF SERVICE

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

I hereby certify that copies of LILCO'S Motion For Extension of Time To File Responsive Brief on Legal Authority-Related 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 telecopier:

Morton B. Margulies,
Chairman
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
East-West Tower, Rm. 402A
4350 East-West Hwy.
Bethesda, MD 20814

Dr. Jerry R. Kline
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
East-West Tower, Rm. 427
4350 East-West Hwy.
Bethesda, MD 20814

Mr. Frederick J. Shon
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
East-West Tower, Rm. 430
4350 East-West Hwy.
Bethesda, MD 20814

Secretary of the Commission
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Bernard M. Bordenick, Esq.**
Sherwin Turk, Esq.
Edwin J. Reis, Esq.
U. S. Nuclear Regulatory
Commission
7735 Old Georgetown Road
(to mailroom)
Bethesda, MD 20814

Donna Duer, Esq.
Attorney
Atomic Safety and Licensing
Board Panel
U. S. Nuclear Regulatory
Commission
East-West Tower, North Tower
4350 East-West Highway
Bethesda, MD 20814

Fabian G. Palomino, Esq.**
Special Counsel to the
Governor
Executive Chamber
Room 229
State Capitol
Albany, New York 12224

Mary Gundrum, Esq.*
Assistant Attorney General
2 World Trade Center
Room 4614
New York, New York 10047

Herbert H. Brown, Esq.**
Lawrence Coe Lanpher, Esq.
Christopher McMurray, Esq.
Kirkpatrick & Lockhart
8th Floor
1900 M Street, N.W.
Washington, D.C. 20036

MHB Technical Associates
1723 Hamilton Avenue
Suite K
San Jose, California 95125

Mr. Jay Dunkleberger
New York State Energy Office
Agency Building 2
Empire State Plaza
Albany, New York 12223

Stewart M. Glass, Esq.*
Regional Counsel
Federal Emergency Management
Agency
26 Federal Plaza, Room 1349
New York, New York 10276

Stephen B. Latham, Esq.*
Twomey, Latham & Shea
33 West Second Street
P.O. Box 398
Riverhead, New York 11901

Ralph Shapiro, Esq.
Cammer & Shapiro, P.C.
9 East 40th Street
New York, New York 10016

James Dougherty, Esq.
3045 Porter Street
Washington, D.C. 20008

Jonathan D. Feinberg, Esq.
New York State Department of
Public Service, Staff Counsel
Three Rockefeller Plaza
Albany, New York 12223

Spence W. Perry, Esq.
Associate General Counsel
Federal Emergency Management
Agency
500 C Street, S.W.
Room 840
Washington, D.C. 20472

Ms. Nora Bredes
Executive Coordinator
Shoreham Opponents' Coalition
195 East Main Street
Smithtown, New York 11787

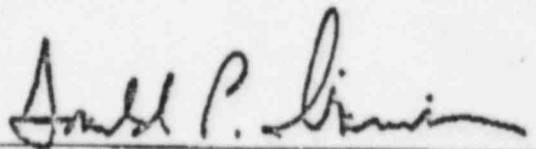
Gerald C. Crotty, Esq.
Counsel to the Governor
Executive Chamber
State Capitol
Albany, New York 12224

Alan S. Rosenthal, Chairman**
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Mr. Gary J. Edles**
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Martin Bradley Ashare, Esq.**
Suffolk County Attorney
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, New York 11788

Mr. Howard A. Wilber**
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555


Donald P. Irwin

Hunton & Williams
707 East Main Street
P.O. Box 1535
Richmond, Virginia 23212

DATED: July 19, 1985

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING APPEAL BOARD

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LONG ISLAND LIGHTING COMPANY)

(Shoreham Nuclear Power Station,)
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Docket No. 50-322-OL-3
(Emergency Planning)

CERTIFICATE OF SERVICE

I hereby certify that, on this 19th day of July, 1985, I mailed a copy (first page only) of the Appeal Board's grant by stamp endorsement of "LILCO's Motion for Extension of Time to File Responsive Brief on Legal Authority-Related Issues," dated July 19, 1985, to each of the following:

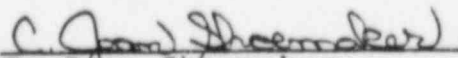
Fabian G. Palomino, Esq.
Special Counsel to the Governor
Executive Chamber
State Capitol, Rm. 229
Albany, NY 12224

Martin Bradley Ashare, Esq.
Suffolk County Attorney
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788

Donald P. Irwin, Esq.
Hunton & Williams
707 East Main Street
P.O. Box 1535
Richmond, VA 23212

Herbert H. Brown, Esq.
Kirkpatrick & Lockhart
1900 M Street, NW, Suite 800
Washington, D.C. 20036

Sherwin E. Turk, Esq.
Deputy Assistant Chief
Hearing Counsel
Office of the Executive
Legal Director
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555


C. Jean Shoemaker
Secretary to the Appeal
Board