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RELATED CORRESPONDENCE



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING APPEAL PANEL
WASHINGTON, D.C. 20555

DOCKETED
USNRC

September 25, 1985

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OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Fabian G. Palomino, Esquire
Special Counsel to the Governor
Executive Chamber, Room 229
Capitol Building
Albany, New York 12224

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

Dear Mr. Palomino:

In our telephone conversation yesterday, you advised me that, on September 17, 1985, you sent a letter by telecopier to the Appeal Board to the effect that you would represent the State of New York at the oral argument on September 26 of the State's appeal from LBP-85-18, 21 NRC 1637 (1985). Unfortunately, that letter did not reach the Board and, accordingly, the Board had assumed that the State did not plan to participate in the argument.

Should you elect in the future to employ a telecopier in transmitting documents to the Appeal Board, it might be advisable out of an abundance of caution to follow up the telecopier transmission with a mailed copy of the same document. Alternatively, you might wish to have your secretary provide telephonic notification to the Appeal Board (301-492-7664) that a document is being transmitted to the Board by telecopier. Should the document not be

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Fabian G. Palomino

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received, the Board would then bring that fact to the attention of your office.

Sincerely,

A handwritten signature in cursive script, reading "Barbara A. Tompkins".

Barbara A. Tompkins
Secretary to the
Appeal Board

cc: Eugene R. Kelley, Esq.
T. S. Ellis, III, Esq.
Richard J. Goddard, Esq.
Docketing and Service Branch