

September 23, 1985

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSIONDOCKETED
USNRCBEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

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OFFICE OF SECRETARY
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In the Matter of)

LONG ISLAND LIGHTING COMPANY)

(Shoreham Nuclear Power Station,)
Unit 1))Docket No. 50-322-OL-3
(Emergency Planning)JOINT MOTION OF NEW YORK STATE
AND SUFFOLK COUNTY
FOR AN EXTENSION OF TIME

Pursuant to 10 C.F.R. Section 2.730, the State of New York and the County of Suffolk hereby requests an extension of time of one (1) week, until October 7, 1985, in which to file their briefs on appeal from the Partial Initial Decision on emergency planning of April 17, 1985. In support of this request, the State and County state as follows:

The undersigned is the only attorney who is assigned to and is preparing the State's brief in support of the appeal. As previously explained to this Board, the undersigned did not participate in most of the hearings below. In addition to the considerable task of familiarizing himself with extensive portions of the record, the proposed finding of fact, the preparation of the brief is complicated by the circumstance that the undersigned must address in excess of 300 pages of that opinion in a 70 page brief. It is further complicated by the fact that the undersigned must address two (2) issues -- Contentions 22 and 26.B. -- which

were excluded by the Licensing Board. In addition, the undersigned has and will experience slippage of time in preparation due to the facts that he has been unable to obtain adequate secretarial assistance during the recent high holy days of the Hebrew faith, and because he has to prepare for and argue another appeal before this Board on Thursday, September 26, 1985. The undersigned has been diligently progressing the work on this brief in addition to his regularly assigned duties, but will not be able to complete without the addition one (1) week's time because of the circumstances outlined above.

The attorneys for the County of Suffolk were recently replaced. The new attorneys assigned to the brief have the same problems of familiarization and complexity as explained above. They also have similar problems with time slippage in their preparation of their brief.


The counsels for the State and County have contacted the counsel for the Applicant and has been authorized to state that the Applicant does not object to the grant of the instant request. The undersigned has also contacted the counsel for the Staff of the Nuclear Regulatory Commission and has been authorized to state that the Staff does not have objection to this request.

WHEREFORE, the State of New York and the County of Suffolk respectfully requests an extension of one (1) week, until October 7, 1985, for the filing of their briefs in support of their appeal from the P.I.D. on emergency planning of April 17, 1985.

Respectfully submitted,

STATE OF NEW YORK

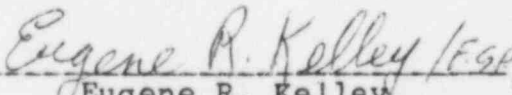
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September 23, 1985

CERTIFICATE OF SERVICE

'85 SEP 26 A10:38

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DOCKETING & SERVICE
BRANCH

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

I hereby certify that copies of New York State's
and Suffolk County's MOTION FOR AN EXTENSION OF TIME were
served this date upon the following by first-class mail,
postage prepaid or, as indicated by an asterisk, by
telecopier.

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of the State of New York

By:

Fabian G. Palomino
FABIAN G. PALOMINO
Special Counsel to the Governor

Sworn to before me this
23th day of September, 1985

Bonnie J. Rahey

BONNIE J. RAHEY
Notary Public, State of New York
No. 4770552
Qualified in Albany County
Commission Expires March 30, 1986