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COUNTY OF SUFFOLK



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PETER F. COHALAN
SUFFOLK COUNTY EXECUTIVE

MARTIN BRADLEY ASHARE
COUNTY ATTORNEY

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

DEPARTMENT OF LAW

ADDRESS ALL COMMUNICATIONS
IN THIS MATTER TO:

July 17, 1985

Atomic Safety and Licensing Appeal Board
U.S. Nuclear Regulatory Commission
Fifth Floor (North Tower)
East-West Towers
4350 East-West Highway
Bethesda, Maryland 20814

Attention: Administrative Law Judges:
Alan S. Rosenthal, Chairman
Gary J. Edles
Howard A. Wilber

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322-OL-2 (Diesel Generators)

Dear Sirs:

Please be advised that the County Attorney's Office will be unable to file a substantive brief with regard to the above issue since our legal files, transcripts, exhibits, etc., have not been returned to us by the Kirkpatrick & Lockhart law firm. We do, however, wish to advise the Appeal Board that the County of Suffolk has not in any way altered its position concerning the safety and efficacy of the diesel generators now installed at the Shoreham facility.

To date, this office has seen nothing that would ease our previously expressed concern over safety issues.

We believe the Kirkpatrick & Lockhart law firm will be filing a brief on this issue with the Appeal Board, and upon receipt of same, this office will review the information set out therein.

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We apologize for our inability to file a substantive brief on this issue, and ask that this body not misconstrue our inability to respond as a modification of our objections to the generators.

In conclusion, let me once again apologize for our inability to file a substantive brief on this issue.

Respectfully submitted,

MARTIN BRADLEY ASHARE
Suffolk County Attorney

By:


Eugene R. Kelley
Chief Deputy County Attorney

MBA: ERK: rq

Copies: Service List

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC
Before the Atomic Safety and Licensing Appeal Board

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In the Matter of

LONG ISLAND LIGHTING COMPANY

(Shoreham Nuclear Power Station,
Unit 1)

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Docket No. 50-322-OL-2
(Diesel Generators)

Certificate of Service

I hereby certify that copies of a letter to the Atomic Safety and Licensing Appeal Board, dated July 17, 1985, have been served on the following this 17th day of July, 1985, by U.S. Mail, First Class.

Alan S. Rosenthal, Chairman
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Washington, D.C. 20555

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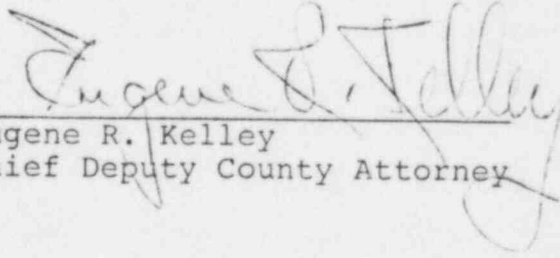
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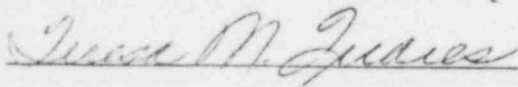
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By:


Eugene R. Kelley
Chief Deputy County Attorney

Sworn to before me this
17th day of July, 1985.



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Term Expires March 30, 1986