

UNITED STATES OF AMERICA  
ATOMIC ENERGY COMMISSION

In the Matter of	)	
	)	Amendment to Source
Kerr-McGee Corporation	)	Material License
Kerr-McGee Building	)	SUB-1010
Oklahoma City, Oklahoma	)	

PREHEARING CONFERENCE ORDER AND  
NOTICE OF EXTENSION OF TIME  
TO INTERVENE

Pursuant to Notice, a Prehearing Conference was held on August 14, 1973, in preparation for the Evidentiary Hearing on the above captioned matter relating to the request by the Kerr-McGee Corporation for amendment of its license authorizing the use of source material, which would permit subsurface disposal of certain liquid radioactive wastes. Counsel for the Applicant and for the Staff participated. Counsel for the Natural Resources Defense Council (NRDS) also appeared with respect to its "Petition to Require Publication of Proper Notice of Hearing", filed with the Commission and the Board on August 7, 1973.

Counsel for the NRDS presented argument with respect to its motion. The Staff and the Applicant responded. After discuss. among the parties and the Board, the parties appeared to be in agreement that the essence of the issue raised by NRDC in its petition could be satisfactorily resolved with no objection from

the parties if the Board would give notice and permit an extension of time within which petitions to intervene may be filed in the above captioned matter. After consideration of the petition filed and arguments made thereto, the Board agrees, and hereby gives:

NOTICE that within thirty (30) days from the date of publication of this Notice in the FEDERAL REGISTER, any person whose interest may be affected by this proceeding may file a petition for leave to intervene with respect to the above captioned matter. Such petition shall be filed in accordance with the requirements of Section 2.714 of the AEC's Rules of Practice (10 CFR 2.714).

As required by Section 2.714, a petition for leave to intervene shall set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and any other contentions of the petitioner including the facts and reasons why he should be permitted to intervene, with particular reference to the following factors:

(1) the nature of the petitioner's right under the Atomic Energy Act of 1954, as amended, to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. Any such petition shall be accompanied by a supporting affidavit identifying the specific aspect or aspects of the subject matter of the proceeding as to which the petitioner wishes to intervene and setting forth with particularity both the facts pertaining to his interest and the basis for his contentions with regard to each aspect on which he desires to intervene.

Any person who does not wish to, or is not qualified to, become a party to this proceeding may request permission to make a limited appearance pursuant to the provisions of 10 CFR 2.715. A person making a limited appearance may only make an oral or written statement on the record, and may not participate in the proceeding in any other way. Persons desiring to

make a limited appearance will so advise the Board not later than thirty (30) days from the date of publication of this Notice in the FEDERAL REGISTER.

Counsel for the Applicant and the Staff agreed to prepare a joint statement of the issues in this proceeding and to submit this to the Board.

In view of requests made by the Board for additional documentation and the need of the Applicant and the Staff for additional time to respond thereto, and in view of our holding in paragraph 2 above, the Evidentiary Hearing now scheduled to commence on August 27, 1973, is hereby cancelled.

IT IS SO ORDERED.

THE ATOMIC SAFETY AND  
LICENSING BOARD

Dale F. Babcock

Dale F. Babcock, Member

Lester Kornblith, Jr.

Lester Kornblith, Jr., Member

John B. Farmakides

John B. Farmakides, Chairman

Issued at Washington, D. C.,  
this 14th day of August, 1973.