

RAS 2351

DOCKETED  
November 1, 2000

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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In the Matter of	)	
	)	
Florida Power & Light Company	)	Docket Nos. 50-250-LR
	)	50-251-LR
(Turkey Point Units 3 and 4)	)	

**FPL'S MOTION FOR CLARIFICATION OF DATE FOR  
RESPONDING TO CONTENTIONS OF MARK P. ONCAVAGE**

Florida Power & Light Company (FPL) hereby requests clarification from the Commission concerning the date by which FPL should respond to the contentions submitted by Mark P. Oncavage related to FPL's application to renew the operating licenses for Turkey Point Units 3 and 4. Although contentions are not yet due in this proceeding, Mr. Oncavage included contentions with a Request for Hearing / Petition for Leave to Intervene dated October 24, 2000. Mr. Oncavage has not served FPL with a copy of this petition, but FPL obtained a copy from the NRC Office of the Secretary earlier this week.

Because an Atomic Safety and Licensing Board has not yet been convened and a schedule for submitting and responding to contentions has not yet been established, FPL would prefer to wait for an appropriate scheduling order before responding to Mr. Oncavage's contentions. This would preclude the need for FPL having to respond to contentions from Mr. Oncavage and other petitioners on a piecemeal basis,<sup>1</sup> and would mitigate Mr. Oncavage's

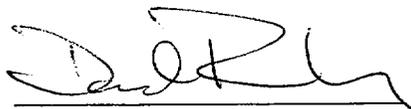
<sup>1</sup> One other person has indicated an intent to intervene in this proceeding, and the date by which persons may request a hearing has not yet expired. See 65 Fed. Reg. 60,693 (2000), establishing November 13 as the date by which persons may request a hearing.

Template = SECY-041

SECY-02

failure to have properly served FPL with this pleading. FPL therefore requests that the Commission clarify whether deferral of responses until there is an appropriate scheduling order is permissible.

Respectfully Submitted,



David R. Lewis

Mitchell S. Ross

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Dated: November 1, 2000

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Florida Power & Light Company ) Docket Nos. 50-250-LR  
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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing "FPL'S MOTION FOR CLARIFICATION OF DATE FOR RESPONDING TO CONTENTIONS OF MARK P. ONCAVAGE," dated November 1, 2000, were served on the persons listed below by deposit in the U.S. Mail, first class, postage prepaid, and where indicated by an asterisk by e-mail, this 1<sup>st</sup> day of November, 2000.

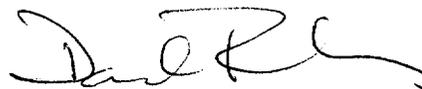
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