

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD PANEL**

**In the Matter of
South Texas Project Nuclear Operating Co.
Application for the South Texas Project
Units 3 and 4
Combined Operating License**

Docket Nos. 52-012, 52-013

**Intervenors' Motion to File a Consolidated Response to
NRC Staff and Applicant Answers to Contentions Regarding 10 C.F.R. § 50.54(hh)**

Intervenors hereby move this Atomic Safety and Licensing Board Panel for an Order to allow a consolidated response to the NRC Staff Answer and the Applicant Answer to the "Intervenors' Contentions Regarding Applicant's Submittal Under 10 C.F.R. § 52.80 and 10 C.F.R. § 50.54(hh)(2) and Request for Subpart G Hearing." (Intervenors' Contentions). The consolidated response would be due on September 15, 2009. In support of this Motion the following is stated:

1. In the interest of administrative economy, Intervenors propose to file a consolidated response to both the Applicant and NRC Staff Answers to Intervenors' contentions regarding 10 C.F.R. § 50.54(hh).
2. The Applicant herein filed its Answer to the Intervenors' 10 C.F.R. § 50.54(hh) contentions on September 4, 2009. The NRC Staff Answer to the subject contentions was received on September 8, 2009.
3. A consolidated response will prejudice neither the Applicant nor the Staff.
4. The Intervenors' consolidated response, if this motion is granted, will be due on September 15, 2009, seven days from the NRC Staff Answer, according to the July 1, 2009 Protective Order.
5. Counsel for the Applicant and Staff have been contacted regarding their positions on this motion but no response has been received.

WHEREFORE, the Intervenors respectfully move this Panel for an order allowing a consolidated response, as set forth above, to be filed on or before September 15, 2009.

Respectfully Submitted,

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September 8, 2009

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CERTIFICATE OF SERVICE

I hereby certify that on September 8, 2009 a copy of “Intervenors’ Motion to File a Consolidated Response to NRC Staff’s and STPNOC’s Replies to SUNSI Contentions” was served by the Electronic Information Exchange on the following recipients:

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