

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of  
Tennessee Valley Authority

Bellefonte Nuclear Power Plant  
Units 1 and 2

Docket Nos. 50-438 and 50-439

**PETITIONERS' MOTION FOR ADDITIONAL TIME IN WHICH TO  
(1) FILE A NOTICE OF APPEARANCE OF COUNSEL AND  
(2) REPLY TO TVA AND NRC STAFF ANSWERS  
TO PETITION FOR INTERVENTION**

Petitioners hereby request leave of the Atomic Safety and Licensing Board (“Board”) to file the attached PETITIONERS’ REPLY TO TVA AND NRC STAFF ANSWERS TO PETITION FOR INTERVENTION and NOTICE OF APPEARANCE of undersigned attorney James B. Dougherty out of time. The reason that Petitioners were late in filing said documents is that they were diligently attempting to secure the services of counsel to represent them henceforth in this proceeding. As they are all non-profit organizations, even in good times it is difficult to secure sufficient funds to have legal representation in administrative proceedings. Due to the current downturn in the economy, however, Petitioners and most non-profits have faced unusually trying financial circumstances. Petitioners attempted to secure representation from *pro bono* counsel, but without success.

It was only last week that the undersigned attorney agreed to represent Petitioners in this proceeding. The undersigned represents that future Board-established deadlines will be met.

Respectfully submitted,

Signed (electronically) this 16<sup>th</sup> day of  
February, 2009, in Washington, D.C.

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing Petitioners' Motion for Additional Time were served this day on the following persons via Electronic Information Exchange:

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Signed (electronically) this 16<sup>th</sup> day of  
February, 2010 in Washington, D.C.

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