

April 21, 2010

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

	)	
In the Matter of	)	
	)	Docket No. 50-391
Tennessee Valley Authority	)	
	)	
(Watts Bar Unit 2)	)	
	)	

**SOUTHERN ALLIANCE FOR CLEAN ENERGY’S UNOPPOSED  
MOTION FOR EXTENSION OF TIME  
TO RESPOND TO TVA MOTION TO DISMISS CONTENTION 1**

Pursuant to 10 C.F.R. §§ 2.323(a) and (b), Southern Alliance for Clean Energy (“SACE”) hereby moves for a ten-day extension of the ten-day time period that 10 C.F.R. § 2.323(c) allows for SACE’s response to Tennessee Valley Authority’s (“TVA”) Motion to Dismiss Southern Alliance for Clean Energy’s Contention 1 as Moot (April 19, 2010). This motion is not opposed by TVA or the NRC Staff, although the Staff requests that any extension the Board grants to SACE also be granted to the NRC Staff for its own response to TVA’s motion to dismiss Contention 1.

In support of this motion, SACE respectfully submits that because TVA seeks disposition of Contention 1 on substantive grounds, its motion to dismiss is akin to a summary disposition motion, for which 10 C.F.R. § 2.1205 would permit a twenty-day response period. A twenty-day response period is necessary in order to provide SACE with sufficient time to evaluate whether TVA has fully addressed its concerns or whether Contention 1 should be amended. In addition, SACE’s counsel has a conflicting pre-existing obligation to reply to lengthy oppositions to a hearing request she filed on behalf of another organization in the license renewal proceeding for the Diablo Canyon nuclear power plant. The Diablo Canyon reply is due Friday April 23,

leaving SACE's counsel only four days during the following week to respond to TVA's motion to dismiss Contention 1.

Accordingly, SACE requests a ten-day extension of time to respond to TVA's motion to dismiss Contention 1, or until May 10, 2010.

Respectfully submitted,

*Electronically signed by*

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