

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

11/28/77

In the matter of:)	
)	
VIRGINIA ELECTRIC AND)	Docket Nos.
POWER COMPANY)	50-280
)	50-281
(Surry Power Station,)	
Units 1 and 2))	

MOTION FOR EXTENSION OF
TIME TO FILE PETITION TO INTERVENE
AND REQUEST FOR HEARING

On October 27, 1977, the Commission published a Notice of Proposed Issuance of Amendments to Facility Operating Licenses with respect to the Surry Power Station. (42 Fed. Reg. 56,652, October 27, 1977). The amendments under consideration would authorize the licensee to remove and replace portions of the steam generators now in use at the facility. Pursuant to said notice, Petitions to Intervene and Requests for Hearing must be filed on or before November 28, 1977. The Commonwealth respectfully requests that it be granted extension of time to file a request for hearing herein and states:

1. The Surry Power Station is located within the Commonwealth of Virginia. The Commonwealth is an interested state within the meaning of Section 274(1) of the Atomic Energy Act of 1954, as amended (42 U.S.C. § 2021(1)) and 10 C.F.R. § 2.715(c).

2. The Commonwealth of Virginia has an interest in the health, safety and welfare of her citizens, including their environment.

3. Any Order which may be entered in this proceeding authorizing replacement of portions of the steam generators at the Surry facility may have a detrimental effect upon the health, safety and welfare of the citizens of the Commonwealth and their environment.

4. The NRC Regulatory Staff has not yet completed its review of the Application. In addition, the Application does not purport to be complete. Thus, an extension of time will not prejudice the licensee.

5. A consultant retained by the Commonwealth advises that, based on a preliminary review of the Application, it appears that components of the modified steam generators for the Surry Power station may be similar or identical in design to components of steam generators of another manufacturer of nuclear components which have been subject to damage due to vibration during operation. Additional review, involving the proprietary portions of the Application and perhaps material not in the Application, will be necessary to confirm such preliminary review.


6. Preliminary review of the Application has disclosed several other technical issues with respect to the steam generator tube modifications which the Commonwealth may seek to assert in a petition to intervene.

7. If the Commission determines to deny this Motion, the Commonwealth requests that it be denied without prejudice to the immediate filing of its petition. The Commonwealth submits that the foregoing motion demonstrates that the Commonwealth has an interest and at least one colorable contention in this proceeding.

8. For the foregoing reasons, the Commonwealth of Virginia requests an extension of time to file a Petition to Intervene and request for hearing herein, not to exceed thirty (30) days.

Respectfully submitted,
COMMONWEALTH OF VIRGINIA

By:


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November 28, 1977

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CERTIFICATE OF SERVICE

I certify that I have served a copy of "Motion for Extension of Time to File Petition to Intervene and Request for Hearing" on each of the persons below by mailing him a copy today, by first class mail, to the address set out below:

Secretary
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555
ATTENTION: Chief, Docketing & Service Section

Executive Legal Director
U. S. Nuclear Regulatory Commission
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By: Anthony Gambardella
Anthony Gambardella
Assistant Attorney General

Dated: November 28, 1977