

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSIONBEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)

DUKE POWER COMPANY)

 (Amendment to Materials License)
 SNM-1773 for Oconee Nuclear Station)
 Spent Fuel Transportation and Storage)
 at McGuire Nuclear Station))

Docket No. 70-2623

 APPLICANT'S MEMORANDUM IN SUPPORT OF ITS MOTION FOR
 SUMMARY DISPOSITION RESPECTING INTERVENOR, DAVIDSON
 CHAPTER OF THE NORTH CAROLINA PUBLIC INTEREST
 RESEARCH GROUP

Pursuant to 10 CFR §2.749, Applicant, Duke Power Company, hereby moves the Licensing Board for summary disposition of those matters set forth in the attached "Applicant's Statement of Material Facts As To Which There Is No Genuine Issue To Be Heard".

In support of this motion, Applicant incorporates the attached "Applicant's Memorandum in Support of Its Motion For Summary Disposition".

Respectfully submitted,

 J. Michael McGarry, III

Of counsel:

 William L. Porter, Esq.
 Associate General Counsel
 Duke Power Company

May 21, 1979

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