## UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

## BEFORE THE ATOMIC SAFETY AND LICENSING BOAR

In the Matter of

COMMONWEALTH EDISON COMPANY

(Dresden Station, Units 2 and 3, and Quad Cities Station, Units 1 and 2)

Docket Nos. 50-237 50-249 50-254 50-265

NRC STAFF REQUEST TO FILE A RESPONSE TO "NATURAL RESOURCES DEFENSE COUNCIL RESPONSE TO COMMUNWEALTH EDISON'S AND STAFF'S ANSWERS TO PETITION FOR LEAVE TO INTERVENE," DATED OCTOBER 23, 1978

Natural Resources Defense Council's (NRDC) response, cited above, was allowed by the Licensing Board for good cause shown, petitioner NRDC having raised what are alleged to be constitutional issues of broadranging significance not addressed by either NRC Staff or Applicant in their answers opposing NRDC's petition to intervene.

Because of the potential effect of these issues on all intervention cases, NRC Staff requests opportunity to reply to NRDC's response and the constitutional claims asserted therein. Such reply, if granted, will be served on all parties no later than November 3, 1978.

Respectfully submitted,

Richard J. Goddard Counsel for NRC Staff

Dated at Bethesda, Maryland, this 26th day of October, 1978.

7811130216 -01

#### UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

# BEFORE THE ATOMIC SAFETY AND LICENSING BCARD

In the Matter of

COMMONWEALTH EDISON COMPANY

(Dresden Station, Units 2 and 3, and Quad Cities Station, Units 1 and 2)

Docket Nos. 50-237

50-249

50-265

# CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF REQUEST TO FILE A RESPONSE TO 'NAIURAL RESOURCES DEFENSE COUNCIL RESPONSE TO COMMONWEALTH EDISON'S AND STAFF'S ANSWERS TO PETITION FOR LEAVE TO INTERVENE, DATED OCTOBER 23, 1978," in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class or, as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system, this 26th day of October, 1978.

Gary L. Milhollin, Esq. 1815 Jefferson Street Madison, Wisconsin 53711

Mrs. Elizabeth B. Johnson Union Carbide Corporation Nuclear Division P.O. Box X Oak Ridge, Tennessee 37830

Dr. Quentin J. Stober Fisheries Research Institute University of Washington Seattle, Washington 98195

John W. Rowe, Esq. Philip P. Steptoe, Esq. Isham, Lincoln and Beale One First National Plaza Chicago, Illinois 60690

Anthony Z. Roisman, Esq. Natural Resources Defense Council 917 15th Street, N.W. Washington, D. C. 20005 Susan N. Sekuler, Esq.
Russell R. Eggert, Esq.
Assistant Attorneys General
Environmental Control Division
188 West Randolph Street, Suite 2315
Chicago, Illinois 60601

- \* Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission Washington, D. C. 20555
- \* Atomic Safety and Licensing Appeal Board Panel U.S. Nuclear Regulatory Commission Washington, D. C. 20555
- \* Docketing and Service Section U.S. Nuclear Regulatory Commission Washington, D. C. 20555

Richard J. Goddard Counsel for NRC Staff