UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

BEFORE 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 |

MOTION FOR TIME EXTENSION TO FILE PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW

In accordance with the schedule established by the Atomic Safety and Licensing Board (Licensing Board) the NRC Staff's proposed findings of fact and conclusions of law in this proceeding are due on June 9, 1980. (Tr. 5117-18.)

Due to other assignments and the complex nature of this case, Staff Counsel will be unable to complete the proposed findings of fact and conclusions of law by June 9, 1980. In order to properly address this matter, Staff Counsel believes that it will require until June 17, 1980.

Staff Counsel contacted representatives of Duke Power Company and Carolina Environmental Group Study Group, parties to this proceeding, and the State of South Carolina participating in this proceeding pursuant to 10 CFR §2.715. These representatives stated that they had no objection to the Staff's request for a time extension.

Counsel for the Natural Resources Defense Council could not be reached.

For the reasons stated above, the NRC Staff moves the Licensing Board to extend the time for filing of the Staff's proposed findings of fact and conclusions of law in this proceeding to June 17, 1980.

Respectfully submitted,

Edward G. Ketchen

Counsel for NRC Staff

Dated at Bethesda, Maryland this 6th day of June, 1980

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DUKE POWER COMPANY

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CERTIFICATE OF SERVICE

I hereby certify that copies of "MOTION FOR TIME EXTENSION TO FILE PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW", dated June 6, 1980, 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 6th day of June, 1980:

* Marshall E. Miller, Chairman Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D. C. 20555

Dr. Cadet H. Hand, Jr., Director Bodega Marine Laboratory University of California P.O. Box 247 Bodega Bay, California 94923

* Dr. Emmeth A. Luebke Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D. C. 20555

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

Edward G. Ketchen Counsel for NRC Staff