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UNITED STATES OF AMERICA - LAW
NUCLEAR REGULATORY COMMISSION ATTORNEY
SUFFOLK COUNTY

Before the Atomic Safety and Licensing Board

- - - - - In the Matter of :

LONG ISLAND LIGHTING COMPANY : Docket #50-322

:
(Shoreham Nuclear Power Station :
Unit 1) :
----- :

THIRD STIPULATION REGARDING
CERTAIN SUFFOLK COUNTY CONTENTIONS

I.

Technical and legal representatives of the Applicant, the NRC Staff and Suffolk County (SC or County) have continued their efforts to facilitate informal discovery by SC, as well as to resolve and/or particularize certain SC contentions. As a result of these meetings, the Applicant, Staff and County stipulate that:

A. The following SC contentions will be pursued no further in this proceeding because the pertinent County concerns have been resolved: 4a(ix) ^{1/} and 12a(iii).

1/ Nothing herein contained shall be deemed to waive SC's right to review and evaluate completion of technical specifications as they specifically apply to Shoreham operations. SC reserves the right to reparticularize under Contention 8(a).

B. The following SC contentions will be pursued no further in this proceeding because they have been merged with other contentions:

1. Contention 4a(v) is merged into contention 7a (iv).
2. Contention 4a (xiii) is merged into contention 3a(i).
3. Contention 6a(iv) is merged into contention 18a(ii).
4. Contentions 6b and 16a are merged into contention 15a. 2/
5. Contention 7a(v) is merged into contention 4a(iv).
6. Contention 12a(v) is merged into contention 4a(xii).
7. Contention 13c is merged into contentions 13a(ii) - (iii), (v) - (vi).

C. SC is currently satisfied with the resolution of the following contentions, but each contention will be retained until the indicated NRC Staff action is taken and reviewed by the County: 3/

1. SC intends to drop contention 4a(iv) upon NRC Staff review and approval of the Shoreham Rod Block Monitor System, Reactor Manual Control System and the Rod Sequence Control System.

2/ SC reserves the right either to reparticularize under contention 15a a contention concerning Class 9 accidents and their consequences, or to posit a new contention on that issue.

3/ SC reserves the right to reparticularize any of the contentions included in Part C of this stipulation should SC conclude that the NRC Staff resolution of the contentions is technically deficient.

2. SC intends to drop contention 4a(xii) upon NRC Staff review and approval of the Applicant's response to NRC Staff concerns relative to electrical penetration protection (Shoreham Confirmatory Issue No. 17) presented in Applicant's letter of March 13, 1979 (SNRC-365).
3. SC will consider dropping contention 11a(ii) upon confirmation by the NRC Staff of the acceptability of the Shoreham Core Spray System.

II.

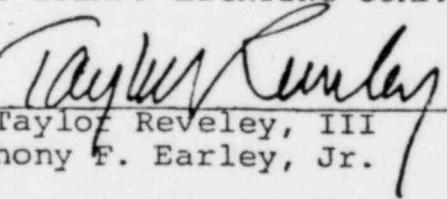
The parties to this stipulation request that the Board accept the agreements set out in Part I above.

III.

There will be continuing efforts by the Applicant, Staff and County to resolve and/or adequately particularize the remaining SC contentions. The Board will be kept informed of these efforts.

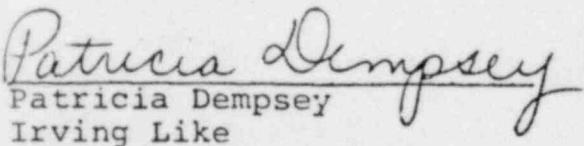
Respectfully submitted,

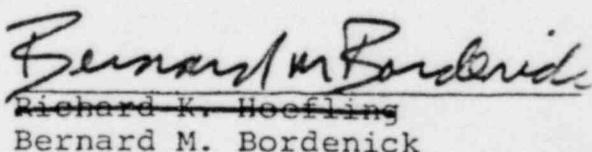
LONG ISLAND LIGHTING COMPANY


W. Taylor Reveley, III
Anthony F. Earley, Jr.

SUFFOLK COUNTY

NRC STAFF


Patricia Dempsey
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~~Richard K. Hoefling~~
Bernard M. Bordenick