

differentiate it from any claim that a licensing board erred in rejecting late-filed contentions. Without more such a claim is insufficient to establish good cause.

2. In our order of October 23, 1989, directing the applicants and the staff to respond to the Attorney General's motion, we instructed both of them also to address the issue of the present appealability of the Licensing Board's order. In addition to addressing that question, the applicants have filed a motion to strike the Attorney General's notice of appeal as well as the notice of appeal filed October 25, 1989, by the Seacoast Anti-Pollution League (SAPL). Another joint intervenor, the New England Coalition on Nuclear Pollution (NECNP), has now also filed a notice of appeal dated October 27, 1989.

In order to avoid a proliferation of further response dates and additional motions, the Attorney General, SAPL, and NECNP shall all address the question of the current appealability of LBP-89-28 in filings served by November 9, 1989. Further, there is no longer any need for the Attorney General to comply with the earlier response date contained in our order of October 23, 1989. Once we receive the filings of the joint intervenors we will address the appealability question. In the interim, the time for filing briefs on the various appeals is tolled until further order.

It is so ORDERED.

FOR THE APPEAL BOARD

A handwritten signature in cursive script, reading "Barbara A. Tompkins". The signature is written in dark ink and is positioned above the typed name.

Barbara A. Tompkins
Secretary to the
Appeal Board

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

PUBLIC SERVICE COMPANY OF NEW
HAMPSHIRE, ET AL.
(Seabrook Station, Units 1 and 2)

Docket No.(s) 50-443/444-OL-1

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing AB ORDER DTD 10/30/89 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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Docket No. (s) 50-443/444-DL-1
AB ORDER DTD 10/30/89

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Dated at Rockville, Md. this
30 day of October 1989

Patty Henderson

Office of the Secretary of the Commission