

UNITED STATES OF AMERICA ATOMIC ENERGY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	
CONSUMERS POWER COMPANY	Docket Nos. 50-329
(Midland Plant, Units 1 and 2)	50-330

REPLY OF AEC REGULATORY STAFF TO
"MOTION FOR EXTENSION OF TIME" OF INTERVENORS
SAGINAW VALLEY NUCLEAR STUDY GROUP ET AL.,
SERVED JANUARY 7, 1971

On January 7, 1971, intervenors Saginaw Valley Nuclear Study Group, et al.\* (Saginaw Valley) served a "Motion for Extension of Time" requesting (a) an order extending from January 7, 1971, to January 11, 1971, the time within which Saginaw Valley may file briefs in support of its motions of December 1, 1970, and in opposition to the briefs of the applicant and intervenor, the Dow Chemical Company, in regard to those motions; and (b) an order extending from January 7, 1971, to March 22, 1971, the time within which Saginaw Valley may file interrogatories directed to the staff, the applicant, and intervenors supporting issuance of construction permits.

In regard to the first of the two orders requested by Saginaw Valley, the motion has been mooted by passage of time and the filing of the briefs by Saginaw Valley on January 11, 1971. As a consequence, we waive any objections to the late filing of this brief.

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<sup>\*</sup> Citizens Committee for the Environmental Protection of Michigan, Sierra Club, United Auto Workers of America, Trout Unlimited, West Michigan Environmental Law Society.

With respect to the second requested order, we believe that extending to March 22, 1971, the the for filing of interrogatories prepared by Saginaw Valley would constitute an unwarranted imposition on other parties to this proceeding and would unduly delay this proceeding. We also consider the requested extension of time to be unreasonable on its face and has not been sufficiently justified to warrant the granting of the requested order. However, in the case of this particular request (but without admitting that good cause for any extension of time has been shown by Saginaw Valley), we would not object to extending the period for the filing of Saginaw Valley's interrogatories for some more reasonable period of time such as 30 days.

Respectfully submitted,

Thomas F. Engelhardt

Thomas F. Engelhardt Trial Counsel

Dated at Bethesda, Maryland, this 18th day of January, 1971.