November 21, 1989

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UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	
KERR-MCGEE CHEMICAL CORPORATION	Docket No. 40-2061-ML
(West Chicago Rare Earths Facility)) ASIBP No. 83-495-01-ML

NRC STAFF MOTION TO EXTEND TIME FOR FILING TESTIMONY BY ONE DAY

I. Introduction

On November 14, 1989, the Atomic Safety and Licensing Board issued a Memorandum and Order (Denying Motions for Summary Disposition on Contentions 4(a) and 3 (g)(2) and Scheduling a Hearing). The Licensing Board indicated in the Order that Kerr-McGee and the Staff are to file testimony on the contentions identified in the Order by November 27, 1989, and that the State of Illinois may file any testimony it wishes to offer by December 8, 1989. The Licensing Board also indicated that a hearing on the two contentions would be held in Chicago, Illinois on December 14 and 15, 1989.

The NRC Staff's testimony on the two contentions will be provided by the Staff's contractor, Argonne National Laboratories. Because of conflicting schedules, Dr. Paul Benioff, Dr. Charley Yu and Mr. Jeffrey Schubert, who will prepare the testimony on behalf of the Staff and appear at the hearing, will not be available for most of this week and will therefore not be able to provide testimony to be filed by November 27, 1989.

II. Motion

Wherefore, the NRC Staff moves the Licensing Board to extend the time for filing its testimony by one day until November 28, 1989, that testimony to he in the hands of the Licensing Board and the other parties on that same date. Counsel for Kerr-McGee has indicated to Staff counsel that it has no objection to the Staff's being granted a one-day extension in which to file, provided that Kerr-McGee is given the same extension. Illinois' counsel also indicated that Illinois does not object to the one day extension.

> Respectfully submitted, Hodgeen

Ann P. Hodgdon

Counsel for NRC: Staff

Dated at Rockville, MD this 21st day of November, 1989.

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

KERR-MCGEE CHEMICAL CORPORATION

(West Chicago Ram Earths Facility)

Docket No. 40-2061-ML

ASLBP No. 83-495-01-ML

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF MOTION TO EXTEND TIME FOR FILING TESTIMONY BY ONE DAY" 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 21st day of November, 1989:

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Adjudicatory File*
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