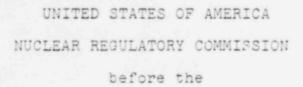
October 24, 1980



ATOMIC SAFETY AND LICENSING BOARD



In the Matter of
MAINE YANKEE ATOMIC POWER COMPANY
(Maine Yankee Atomic Power Station)

Docket No. 50-309 (Spent Fuel Pool Compaction)

LICENSEE'S ANSWER TO MOTION OF SENSIBLE MAINE POWER FOR AN ORDER REQUIRING RENOTICE OF SIGNIFICANTLY INCREASED AND MODIFIED SPENT FUEL POOL COMPACTION AND STORAGE SCHEME

Under date of October 8, 1980, the intervenor Jensible Maine Power (SMP) has moved this Board:

". . . to order Applicant Maine Yankee fully and completely to notice its amended proposal of September 29, 1980, in the Federal Register, and to abide all other applicable notice requirements in the Commission's Rules and Regulations."

Maine Yankee has already abided by all notice regulations applicable to it. Maine Yankee has neither the right nor the duty to cause a notice to be published in the Federal Register. NRC notices are placed in the Federal Register by the Staff.

If the motion is to be read as requesting the Board to direct the Staff to renotice this matter, this Board does not

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Power & Light Co. (Shearon Harris Nuclear Power Plant, Units 1-4), CLI-80-12, 11 NRC 514 (1980). See also Houston Lighting & Power Co. (South Texas Project, Unit Nos. 1 & 2), ALAB-381, 5 NRC 582 (1977); New England Power Co. (NEP Units 1 & 2), LBP-78-9, 7 NRC 271 (1978). Thus, SEP's motion must be denied.

Respectfully submitted,

Thomas G. Dignan, Jr.

R. K. Gad III

Ropes & Gray
Thomas G. Dignan, Jr.
R. K. Gad III
Ropes & Gray
Attorneys for the Licensee

October 24, 1980

CERTIFICATE OF SERVICE

I, Thomas G. Dignan, Jr., hereby certify that on October 24, 1980, I made service of the within document, by mailing a copy thereof, postage prepaid, to:

Robert M. Lazo, Esquire
Atomic Safety and Licensing
Board Panel
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

Mr. Gustave A. Linenberger Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Henry J. McGurren, Esquire
Office of the Executive Legal
Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Stanley R. Tupper, Esquire Tupper and Bradley 102 Townsend Avenue Boothbay Harbor, ME 04538

David Santee Miller, Esquire 213 Morgan Street, N.W. Washington, D.C. 20001

John M. R. Paterson, Esquire Deputy Attorney General Department of the Attorney General State House Augusta, ME 04333

Thomas G. Dignan, Jr.
Thomas G. Dignan, Jr.