

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
GENERAL ELECTRIC COMPANY	)	Docket No. 70-1308
	)	(Renewal of SNM-1265)
(GE Morris Operation Spent Fuel Storage Facility)	)	

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NRC STAFF ANSWER TO MOTION OF GENERAL ELECTRIC  
FOR LEAVE TO FILE REPLIES REGARDING  
GENERAL ELECTRIC'S MOTIONS FOR SANCTIONS AGAINST  
ROREM, ET AL. AND THE STATE OF ILLINOIS

On October 31, 1980, General Electric Company (General Electric) filed "Motion of General Electric for Leave to File A Reply Regarding General Electric's Motion For Sanctions Against Rorem" and "Motion of General Electric for Leave to File A Reply Regarding General Electric's Motion for Sanctions Against Illinois." In these motions, General Electric seeks permission from the Atomic Safety and Licensing Board (The Board) to file replies pursuant to 10 C.F.R. 2.730(c)<sup>1/</sup> to the responses of Intervenors Rorem, et al. and the State of Illinois to General Electric's motions for sanctions against them.<sup>2/</sup> According to General Electric, "the ground" for these motions "is that General Electric feels compelled to

1/ 10 C.F.R. § 2.730(c) provides (in pertinent part) that:

(c) Answers to Motions. \* \* \*

The moving party shall have no right to reply, except as permitted by the presiding officer or the Secretary or Assistant Secretary."

2/ The Staff's response to General Electric's motions for sanctions is contained in "NRC Staff Answer to 1) Motion of the State of Illinois to Stay Proceedings and 2) Motions of General Electric Company For Sanctions Against Rorem, et al. and The State of Illinois for Failure to Comply With Discovery," dated October 29, 1980.

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reply to the inaccurate statements and implications" contained in the respective responses of Roem, et al. and the State of Illinois. Motions, at 1. General Electric attaches the replies it seeks leave to file, "in support of" its motions. Motions, at 1.

General Electric has demonstrated that sufficient grounds exist for the relief requested. Accordingly, the NRC Staff has no objection to the Board allowing General Electric to file replies to the responses of the Intervenor to General Electric's motions for sanctions. The Staff does not intend to file replies of its own to Intervenor's responses, but rather, adheres to the views stated in its pleading of October 29, 1980, cited in footnote 2, supra.

Respectfully submitted,

*Marjorie Uiman Rothschild*

Marjorie Uiman Rothschild  
Counsel for NRC Staff

Dated at Bethesda, Maryland  
this 7th day of November, 1980

