UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

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WESTINGHOUSE ELECTRIC CORPORATION

(Alabama Nuclear Fuel Fabrication Plant Special Nuclear Material License) Docket No. 70-2909

DOCKETED USNRC MAR 1 7 1981

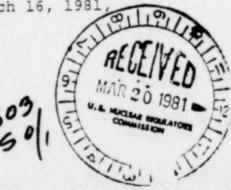
Office of the Secretary

Deckating & Service Branch

# MOTION FOR EXTENSION OF TIME

Westinghouse Electric Corporation ("Westinghouse") hereby confirms the Motion made orally to the Board during a telephone conference call on March 10, 1981, for an extension of time until May 15, 1981 in which to file a stipulation and/or responses to contentions asserted by Petitioner Cathalynn Donelson ("Donelson").

On January 30, 1981, Donelson filed a "Third Supplement to Petition of Cathalynn Donelson for Leave to Intervene" in which she set forth the proposed contentions initially submitted by David L. Allred which she would seek to preserve if granted intervenor's status. Thereafter, pursuant to Motion, the Board established March 16, 1981,



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as the date within which to file responses to such contentions and/or a stipulation among the parties as to admissibility of such contentions. During the past several weeks Donelson, the NRC Regulatory Staff ("Staff") and Westinghouse have held a series of lengthy telephone conference calls to discuss in detail the Donelson contentions in an effort to come to agreement as to the contentions and their potential admissibility. As a result of those calls, Westinghouse believes there is a better understanding on the part of the participants of the matters which Donelson seeks to have adjudicated, although agreement as to admissibility was tentatively reached on only a few subcontentions. It is anticipated that Donelson will be revising the language of the contentions (perhaps with the assistance of counsel), and thereafter will be submitting such revised language to counsel for the Staff and Westinghouse. Following this, further attempts will be made to reach a stipulation on the contentions. In order to provide time for this process to occur, and in order to allow time to respond to those contentions as to which no stipulation of admissibility can be reached, Westinghouse has submitted the current request for extension of time.

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Westinghouse does not believe that by granting the extension of time the overall schedule for completion of the hearing process will be delayed in any manner whatever, and Westinghouse will not make any assertion in this regard.

Westinghouse understands that neither the Staff nor Donelson has any objection to the requested extension of time.

Respectfully submitted, .

/s/ Barton Z. Cowan

/s/ John R. Kenrick/BZC Eckert, Seamans, Cherin & Mellott

/s/ Donald R. Marcucci/BZC

Law Department Westinghouse Electric Corporation

March 13, 1981

## UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

### BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of : WESTINGHOUSE ELECTRIC CORPORATION : Docket No. 70-2909 (Alabama Nuclear Fuel Fabrication : Plant Special Nuclear Material : License) :

#### CERTIFICATE OF SERVICE

I hereby certify that copies of the "Motion for Extension of Time" were served by Westinghouse Electric Corporation upon the persons listed on Attachment 1 to this Certificate of Service by deposit in the United States Mail (First Class), postage prepaid, this 13th day of March, 1981.

/s/ Barton Z. Cowan

Barton Z. Cowan

Counsel for Westinghouse Electric Corporation

#### ATTACHMENT 1

John F. Wolf, Esquire, Chairman Atomic Safety and Licensing Board U. S. Nuclear Regulatory Commission Montgomery, Alabama 36106 3409 Shepherd Street Chevy Chase, Maryland 20015

Dr. Harry Foreman, Member Atomic Safety and Licensing Board Box 395, Mayo University of Minnesota Minneapolis, Minnesota 55455

Dr. Martin J. Steindler, Member Atomic Safety and Licensing Board Argonne National Laboratory 9700 South Cass Avenue Argonne, Illinois 60439

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Sherwin E. Turk, Esquire Office of the Executive Legal Director U. S. Nuclear Regulatory Commission Washington, D. C. 20555

Ms. Cathalynn Donelson 855 Park Avenue

Dr. Ira L. Myers State Health Officer State of Alabama Department of Public Health State Office Building Montgomery, Alabama 36104

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

Atomic Safety and Licensing Appeal Panel U. S. Nuclear Regulatory Commission Washington, D. C. 20555

Docketing & Service Section Office of the Secretary U. S. Nuclear Regulatory Commission Washington, D. C. 20555