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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Before Administrative Judges:

Ivan W. Smith, Chairman
Dr. Richard F. Cole
Dr. Kenneth A. McCollom

SERVED JAN 11 1990

In the Matter of
PUBLIC SERVICE COMPANY OF
NEW HAMPSHIRE, et al.

(Seabrook Station,
Units 1 and 2)

Docket Nos. 50-443-OL
50-444-OL

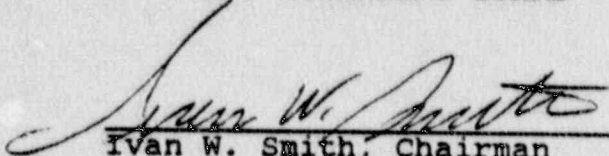
(Offsite Emergency
Planning)
ASLBP No. 82-471-02-OL

January 10, 1990

ERRATUM

Attached is a reissued page 12 of LBP-90-1 slip
opinion. The change adds a new line at the bottom of the
page.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD


Ivan W. Smith, Chairman
ADMINISTRATIVE LAW JUDGE

Bethesda, Maryland

January 10, 1990

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3. However, even if activation by NHY of the Merrimac Valley EBS network through WCGS is not a regulatory requirement, and even if NHY's contract with WLYT/WHAV alone can provide adequate and timely notification to the public, the arrangement with WCGY did exist. We must consider why that was so, and what the effect that circumstance has upon the motion. To state, as do Applicants, that it was an unessential backup to WLYT/WHAV is too simple for present needs. Applicants placed the arrangement with WCGY into evidence in the recently closed hearings. Applicants' Exhibit No. 40, the 1989 Emergency Plan Information Calendar at (2), advises the public that WCGY (along with WLYT and WHAV) is a station that would broadcast an emergency message. The letter of agreement with WCGY itself was placed into evidence by Applicants in Appendix C of the SPMC. Therefore we question whether, intentionally or unwittingly, Applicants may have exceeded regulatory requirements -- "sweetened the pot" so to speak -- as an inducement or strategy for the issuance of its license in this litigation. If so, the withdrawal of WCGY, even as an unnecessary and voluntary backup to the primary public notification scheme, would be more material to the issue of timeliness.

We acknowledge that the relationship between Applicants' purpose for offering evidence of NHY's backup arrangement with WCGY and the issue of timeliness of the Intervenor's motion may seem obscure. As noted above, we

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PUBLIC SERVICE COMPANY OF NEW
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(Seabrook Station, Units 1 and 2)

Docket No. (s) 50-443/444-DL

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ERRATUM 1/10/90 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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LB ERRATUM 1/10/90

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Docket No. (s) 50-443/444-DL
LB ERRATUM 1/10/90

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LB ERRATUM 1/10/90

Dated at Rockville, Md. this
11 day of January 1990

Patty Henderson

Office of the Secretary of the Commission