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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING BOARD

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In the Matter of )  
 )  
KERR-McGEE CHEMICAL CORPORATION )  
(West Chicago Rare Earths Facility) )  
\_\_\_\_\_ )

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

Docket No. 40-2061-ML  
ASLBP No.83-495-01-ML

ANSWER OF THE PEOPLE OF THE  
STATE OF ILLINOIS IN OPPOSITION TO  
KERR-McGEE MOTION FOR LEAVE TO REPLY

NOW COME the People of the State of Illinois, by NEIL F. HARTIGAN, Attorney General of the State of Illinois, and pursuant to 10 C.F.R. §2.730(c) submit this Answer in Opposition to Kerr-McGee's Motion for Leave to Reply.

On January 29, 1990, Kerr-McGee filed a Motion for Leave to Reply to Illinois' Memorandum in Opposition to Motion for Summary Disposition. The company sought leave to file this reply in order to "correct" alleged misstatements of fact and law in the People's argument. While Illinois does not object to "setting the record straight", Kerr-McGee's proposed reply goes well beyond its stated purpose.

10 C.F.R. §2.730(c) provides that the moving party "shall have no right to reply, except as permitted by the presiding officer or the Secretary or the Assistant Secretary." Kerr-McGee's motion should be denied unless Illinois is permitted to respond to the items raised in the company's reply brief.

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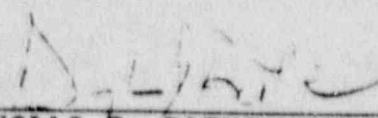
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WHEREFORE, the People of the State of Illinois move that Keir-McGee's Motion for Leave to Reply be denied or that in the alternative, Illinois be granted leave to file the attached Response to said Reply.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

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