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For the Appeal Board

FEB 9 1990  
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*Barbara A. Tompkins* 2-9-90  
Secretary to the Appeal Board

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of  
WRANGLER LABORATORIES, LARSEN  
LABORATORIES, ORION CHEMICAL COMPANY  
AND JOHN P. LARSEN

Docket No. 999904 **SERVED FEB 12 1990**  
(General License Authority  
of 10 C.F.R. 40.22)  
E.A. 87-223  
ASLBP No. 89-582-01-SC

NRC STAFF MOTION TO EXTEND TIME FOR FILING NRC STAFF'S BRIEF ON APPEAL

INTRODUCTION

1. On January 2, 1990, the NRC Staff filed a Notice of Appeal of the Licensing Board's Initial Decision (LBP-89-39). Pursuant to the Commission's regulations in 10 C.F.R. § 2.762(b), the Staff's brief is due to be filed by February 12, 1990.
2. Because of conflicting demands in other cases, Staff counsel has not had time to prepare this complex appeal. While it would be possible to file its brief when scheduled, by Monday, February 12th, the Staff believes that an extension of twenty-one days until March 5th would allow Staff counsel the time to better address the very complex legal and policy issues raised in the Licensing Board's Initial Decision.
3. On February 6, 1990, the NRC Staff received the full text of a State of Utah Department of Radiation Control order addressed to Mr. John Larsen. The Staff had previously received part of the document, but it was only on February 6th that it received the document in its entirety. Information in the order bears importantly on several of the issues raised by LBP-89-39, and the Staff filed a Board Notification forwarding the Utah order to the Appeal Board on February 8, 1990. The Staff needs additional time to fully consider the order

*D.502*

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

WRANGLER LAB., LARSEN LAB., ORION  
CHEMICAL COMPANY AND JOHN P. LARSEN  
(General Lic. Auth. of 10 CFR 40.22  
E. A. 87-223)

Docket No.(s) 9999004

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing AB GRANTED EXTENSION OF TIME 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.

Administrative Judge  
Christine N. Kohl, Chairman  
Atomic Safety and Licensing Appeal  
Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
G. Paul Bollwerk, III  
Atomic Safety and Licensing Appeal  
Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Charles Bechhoefer, Chairman  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Jerry R. Kline  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

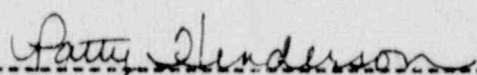
Administrative Judge  
Frederick J. Shon  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
W. Reed Johnson  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

John P. Larsen  
Orion Chemical Company  
652 South, 850 East  
Orem, UT 84057

Dated at Rockville, Md. this  
12 day of February 1990

  
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Office of the Secretary of the Commission