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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD
U.S. NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

DOCKETED
USNRC

'89 DEC 22 P1:03

In the Matter of)

KERR-McGEE CHEMICAL CORPORATION)
(West Chicago Rare Earths Facility)

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

MOTION FOR RECONSIDERATION

NOW COMES the PEOPLE OF THE STATE OF ILLINOIS by and through their Attorney NEIL F. HARTIGAN, the Attorney General of Illinois, and the Illinois Department of Nuclear Safety and moves this Board for Reconsideration of Contentions 4(c), 4(d), 4(e) and 4(g).

In support of this Motion, Illinois submits the written statement of Dr. Gerald R. Thiers as Exhibit A. This statement was originally submitted as the testimony of Dr. Thiers with respect to Contention 4(a) for purposes of the hearing on December 14, and 15, 1989. Kerr-McGee moved to strike this testimony on the basis that the Board had previously ruled upon the matters discussed by Dr. Thiers in its Memorandum and Order of November 22, 1989.

After the Board granted Kerr-McGee's oral motion during a teleconference on December 6, 1989, Illinois was given leave to ask for Reconsideration of the Board's order granting summary deposition as to various contentions.

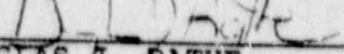
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In order to preserve all possible appeal rights, Illinois also asks the Board for Reconsideration of all other Contentions which have been ruled upon adversely to Illinois in the Memorandum and Order of November 22, 1989. No argument is advanced other than the one made in Dr. Thiers' statement to the Board appended as Exhibit A.

This request for Reconsideration of the entire Memorandum and Order of November 22, 1989 is being made because of the uncertainties raised as to rights of appeal during the teleconference with the Board on December 19, 1989.

NEIL F. HARTIGAN
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State of Illinois

By: 
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CERTIFICATE OF SERVICE

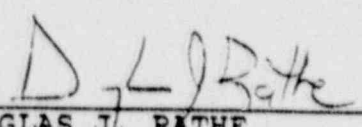
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I DOUGLAS J. RATHE, an attorney in this case do certify that on the 21st day of December, 1989, I caused to be served the foregoing Motion for Reconsideration upon the parties listed below by Express Mail:

- * Peter J. Nickles, Esq.
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and by first class mail, in envelopes bearing sufficient postage to the remaining parties listed on said Notice, by depositing same with the United States Postal Service located at 100 West Randolph Street, Chicago, Illinois, 60601

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DOUGLAS J. RATHE

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