

RELATED CORRESPONDENCE

8/20/82

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

82 AUG 31 11:13

In the Matter of)
ARMED FORCES RADIOBIOLOGY) Docket No. 50-170
RESEARCH INSTITUTE) (Application to Renew
(TRIGA-Type Reactor)) Facility License No. R-84

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

INTERVENOR CNRS' MOTION FOR LEAVE TO FILE A REPLY

Intervenor CNRS filed a Motion for Leave to Further Supplement its Interrogatory Responses on August 2, 1982. On August 17, 1982, the Licensee filed a response to the pending CNRS motion.^{1/}

Intervenors CNRS respectfully requests the right to file the attached reply to the Licensee's August 17th Response, in accordance with 10 C.F.R. §2.730(c). While CNRS recognizes that the regulations do not contemplate the filing of a reply in most instances, they do provide for exceptions when approved by the presiding officer. CNRS submits that a reply is both appropriate and important in this instance, because in its response the Licensee has requested the Board to impose severe, and CNRS submits, inappropriate, discovery sanctions.

Counsel for CNRS contacted Judge Hoyt by telephone to inform her of CNRS' interest in filing a reply on August 30,

^{1/} Counsel for the NRC Staff notified the Licensing Board and the parties by letter dated August 16th that the Staff did not intend to respond to the pending motion.

DS03

1982, and was informed that a reply would be received. Counsel for CNRS provided prompt telephonic notice to counsel for the Licensee (Mr. Brittigan) and counsel for the NRC Staff (Mr. Bachmann) of this contact and of Judge Hoyt's statement.

Respectfully submitted,

Elizabeth B. Entwisle - by L M
Elizabeth B. Entwisle
8118 Hartford Avenue
Silver Spring, Maryland 20910

Laura W.S. Macklin
Laura Macklin
Institute for Public Representation
600 New Jersey Avenue, N.W.
Washington, D.C. 20001
(202) 624-8390

Counsel for Intervenor CNRS