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UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

Dated: August 27, 1982

IN THE MATTER OF GENERAL)
ELECTRIC COMPANY (General) Docket No. 70-1308
Electric Morris Operation,)
Application to Modify)
License No. SNM-1265 to)
Increase Spent Fuel)
Storage Capacity))

MOTION OF GENERAL ELECTRIC
COMPANY TO WITHDRAW APPLICATION
AND DISMISS PROCEEDING

NOW COMES GENERAL ELECTRIC COMPANY ("General Electric"), the applicant herein, by its attorneys, and moves the Atomic Safety and Licensing Board for entry of an order, pursuant to 10 C.F.R. §2.107, granting it leave to withdraw the application filed in this matter and dismissing the matter without prejudice.

In support of its Motion, General Electric states:

1. General Electric applied to the Nuclear Regulatory Commission (the "NRC") on April 30, 1977 for permission to increase the capacity of spent fuel storage at its Morris Operation near Moris, Illinois. Subsequently, as a result of the Department of Energy policy regarding spent fuel storage and disposal, which was announced on October 18,

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1977, General Electric moved that this proceeding be indefinitely suspended. The motion was granted by the Board's Order of December 14, 1977.

2. Since then, the NRC has issued new regulations regarding the licensing of Independent Spent Fuel Storage Installation, 10 C.F.R. Part 72, which would require a new application in the event that General Electric desired to pursue expansion of spent fuel storage capacity at its Morris Operation.

3. General Electric has evaluated the impact of the Department of Energy policy announced on October 18, 1977 and subsequent Federal government actions relating to storage and disposition of spent fuel. It has decided that, in view of these circumstances, and the promulgation of new regulations, it is appropriate to request leave to withdraw its application at this time.

WHEREFORE, General Electric respectfully requests that the Atomic Safety and Licensing Board enter an appropriate order^{*}/ granting General Electric leave to withdraw its application without prejudice, cancelling further

^{*}/ For the Board's convenience, if it should grant General Electric's motion, a draft Order is attached.

proceedings in this matter, and dismissing it also without prejudice.

DATED: August 27, 1982.

Respectfully submitted,

GENERAL ELECTRIC COMPANY

By: Matthew A. Rooney
Matthew A. Rooney
One of Its Attorneys

OF COUNSEL:

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

IN THE MATTER OF GENERAL ELECTRIC) Docket No. 70-1308
COMPANY (General Electric Morris)
Operation, Application to Modify)
License No. SNM-1265 to Increase)
Spent Fuel Storage Capacity) Dated: , 1982

ORDER GRANTING MOTION TO WITHDRAW APPLICATION
AND DISMISSING PROCEEDING WITHOUT PREJUDICE

On the motion of Applicant, General Electric Company, IT IS ORDERED that for good cause shown General Electric Company is granted leave to withdraw without prejudice its application filed in this matter on April 30, 1977, further proceedings herein are cancelled, and this proceeding is dismissed also without prejudice.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

Andrew C. Goodhope, Chairman

Dated at Bethesda, Maryland

this day of , 1982.

CERTIFICATE OF SERVICE

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I, Matthew A. Rooney, hereby certify that I served copies of the foregoing Motion Of General Electric Company To Withdraw Application And Dismiss Proceeding and draft Order upon each of the following persons by causing the said copies to be mailed to each person in plainly addressed envelopes with prepaid first class postage affixed before 5:00 P.M. on August 27, 1982:

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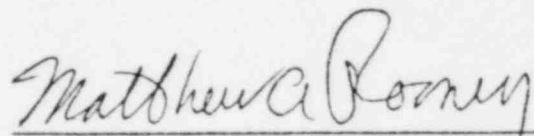
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Matthew A. Rooney