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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges

James A. Laurenson, Chairman
Mr. Glenn O. Bright
Dr. Jerry Harbour

SERVED OCT 11 1982

In the Matter of)	Docket Nos. 50-416/417 OL
)	
MISSISSIPPI POWER AND LIGHT)	ASLBP No. 82-476-04-OL
COMPANY, <u>et al.</u>)	
)	
(Grand Gulf Nuclear Station,)	
Units 1 and 2))	September 30, 1982

ORDER GRANTING EXTENSION OF TIME

On August 31, 1982 the Board ordered Petitioner to respond to the arguments of the NRC Staff and Applicant that the petition of the State of Louisiana should be denied or dismissed. On September 21, 1982, the Office of the Attorney General of Louisiana filed a motion seeking an extension of time of 20 days to comply with the Board's order. In support of its motion, Louisiana stated that the attorney who filed the petition is no longer employed by the State and the new attorney to whom the case was assigned is unfamiliar with the case and did not locate the petition until September 16, 1982.

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PDR ADOCK 05000416
G PDR

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Counsel for Applicant opposed the Motion for Extension of Time for the following reasons:

(1) "The fact that a new attorney is involved is no justification for delay from an organization the size of the Louisiana Attorney General's Office, which has been fully aware of this pending application (sic) for many years;"

(2) "I learned that the Commission is scheduled to consider the issuance of authorization to proceed to full power in mid-October, but would not do so until the pending petition was disposed of by the Atomic Safety and Licensing Board;" and

(3) "To permit the pendency of a petition which is over four years late and which involves a generic matter to delay consideration of this matter by the Commission is totally unacceptable and must be rejected." Letter to the Board from Mark J. Wetterhahn dated September 20, 1982.

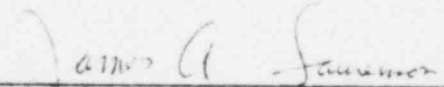
NRC Staff did not respond to the motion.

The Board considered the reasons advanced by Petitioner and Applicant concerning this motion. The Board concludes that under the facts presented, the motion should be granted subject to the following proviso: no further extension of time will be granted and no other responses of any party will be received.

WHEREFORE IT IS ORDERED this 30th day of September, 1982 that the State of Louisiana's Motion for Extension of Time is GRANTED and Louisiana shall file its response to the arguments of NRC Staff and Applicant on or before October 11, 1982 pursuant to the prior order of the Board on August 31, 1982.

IT IS FURTHER ORDERED that no further extension of time will be granted and no other responses of the parties will be received.

ATOMIC SAFETY AND LICENSING BOARD



James A. Laurenson, Chairman
ADMINISTRATIVE LAW JUDGE

Dated at Bethesda, Maryland
this 30th day of September, 1982.