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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

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Before the Administrative Judges:

OFFICE OF SECRETARY
DOCKETING & SERVICE
SEABROOK

Ivan W. Smith, Chairman
Dr. Richard F. Cole
Kenneth A. McCollom

_____)	
In the Matter of)	Docket Nos. 50-443-OL
)	50-444-OL
PUBLIC SERVICE COMPANY)	
OF NEW HAMPSHIRE, <u>ET AL.</u>)	
)	
(Seabrook Station, Units 1 and 2))	November 5, 1990
_____)	

AMENDMENT TO INTERVENORS' OPPOSITION TO
LICENSEE'S MOTION FOR SUMMARY DISPOSITION OF
ISSUES REMANDED IN ALAB-937 DATED NOVEMBER 2, 1990

The Intervenor, the Massachusetts Attorney General ("Mass AG"), hereby amends his Opposition to the Licensees' Motion for Summary Disposition of the Issues Remanded in ALAB-937 by supplementing that Opposition to include the attached Statement of Material Facts as to Which There are Genuine Issues To Be Heard. In making this amendment the MASS AG notes that the amendment is made within the time limitation permitted for


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filing an opposition to a motion for summary disposition. 10
CFR §2.749(a).

COMMONWEALTH OF MASSACHUSETTS

JAMES M. SHANNON
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Leslie Greer
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DATED: November 5, 1990
1955n

Material Facts as to Which There
Are Genuine Issues To Be Heard

1. Teachers and day care personnel in the Massachusetts EPZ do not have role certainty about being responsible for the children they usually supervise during a radiological emergency at Seabrook Station. Cole Affidavit, ¶12, 15-23.

2. There is no reasonable assurance that sufficient school personnel will respond to care for and supervise school children and day care center children being evacuated as a result of a radiological emergency at Seabrook Station. Cole Affidavit, passim.

3. There is no assurance that there are sufficient personnel assigned to care for the children at the School Host Facility, if teachers and day care personnel refuse to accompany or care for them in a radiological emergency at Seabrook Station. Sinclair Affidavit, passim.

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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ATOMIC SAFETY AND LICENSING BOARD

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Before the Administrative Judges:

Ivan W. Smith, Chairman
Dr. Richard F. Cole
Kenneth A. McCollom

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of)

PUBLIC SERVICE COMPANY)
OF NEW HAMPSHIRE, ET AL.)

(Seabrook Station, Units 1 and 2))

) Docket Nos. 50-443-OL
) 50-444-OL

) November 5, 1990

CERTIFICATE OF SERVICE

I, Leslie Greer, hereby certify that on November 5, 1990, I made service of the within AMENDMENT TO INTERVENORS' OPPOSITION TO LICENSEE'S MOTION FOR SUMMARY DISPOSITION OF ISSUES REMANDED IN ALAB-937 DATED NOVEMBER 2, 1990" by Federal Express as indicated by (*), by hand as indicated by (**), and by first class mail to:

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1/ Hand delivery was made on November 6, 1990 by 10:00am

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DATED: November 5, 1990