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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD OFFICE OF SECRETARY  
SERVICE  
BRANCH

In the Matter of	)	
ARIZONA PUBLIC SERVICE	)	
COMPANY, et al.	)	Docket Nos. STN 50-528
	)	STN 50-529
(Palo Verde Nuclear	)	STN 50-530
Generating Station,	)	
Units 1, 2 and 3)	)	
	)	

MOTION SEEKING EXTENSION OF TIME WITHIN  
WHICH TO ANSWER PETITION TO INTERVENE  
OF WEST VALLEY AGRICULTURAL PROTECTION COUNCIL, INC.

Joint applicants Arizona Public Service Company, Salt River Project Agricultural Improvement and Power District, Southern California Edison Company, Public Service Company of New Mexico, El Paso Electric Company, and Southern California Public Power Authority (the "Joint Applicants") hereby request the Atomic Safety and Licensing Board to grant an extension of time in which to answer the "Petition to Intervene and Request for Preparation of Supplemental or Revised Environmental Impact Statement, Hearing and Other Relief" ("Petition to Intervene"), dated October 13, 1982, filed by West Valley Agricultural Protection Council, Inc. ("West Valley"). The Certificate of Service filed by counsel for West Valley states that the Petition to Intervene was served on October 14, 1982. Based on such service, answers to the Petition to Intervene are due on October 25, 1982, for those served by personal delivery, and

on October 29, 1982,<sup>1/</sup> for those served by mail.

Although the Certificate of Service filed by counsel for West Valley states that copies of the Petition to Intervene were served on October 14, 1982, counsel for Joint Applicants were not personally served on that date, and have not since received the Petition to Intervene by mail from the office of counsel for West Valley. Arrangements were made on October 15, 1982, to have the Petition to Intervene picked up at the office of counsel for West Valley by a consultant to Joint Applicants and a copy was picked up on that date. However, as counsel for Joint Applicants later learned, the copy delivered to the consultant contained neither the memorandum of law referred to at page 2 of the Petition to Intervene, nor 23 of the 24 affidavits of the West Valley members. As a result of not receiving all of the papers filed in support of the Petition to Intervene, Joint Applicants are unable to prepare an answer which takes into account all of the claims and arguments of West Valley. Accordingly, Joint Applicants require an extension of time of two weeks from the date that West Valley provides to counsel for Joint Applicants a complete copy of the Petition to Intervene, including all attachments thereto.

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<sup>1/</sup> November 3, 1982, in the case of the NRC Staff.

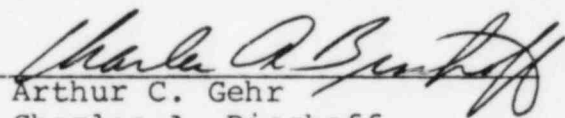
In addition to the foregoing reason, Joint Applicants also require an extension of time due to preexisting commitments of counsel for Joint Applicants over the next two week period.

In filing this motion, Joint Applicants reserve their rights to conduct such discovery as may be required in connection with West Valley's claims respecting (1) its right to intervene in this proceeding and (2) the reasons why its untimely petition should be granted.

WHEREFORE, Joint Applicants move this Board for an order extending the time for Joint Applicants to answer West Valley's Petition to Intervene to two weeks from the date that counsel for Joint Applicants receive a complete copy of the Petition to Intervene, including all attachments.

RESPECTFULLY SUBMITTED,

By



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Phoenix, Arizona 85073

Attorneys for Joint  
Applicants

Dated: October 22, 1982

UNITED STATES OF AMERICA

NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
ARIZONA PUBLIC SERVICE	)	
COMPANY, et al.	)	Docket Nos. STN 50-528
	)	50-529
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Generating Station,	)	
Units 1, 2 and 3)	)	
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CERTIFICATE OF SERVICE

I hereby certify that copies of "Motion Seeking Extension of Time Within Which to Answer Petition to Intervene of West Valley Agricultural Protection Council, Inc." have been served upon the following listed persons by deposit in the United States mail, properly addressed and with postage prepaid, this 22nd day of October, 1982.

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U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
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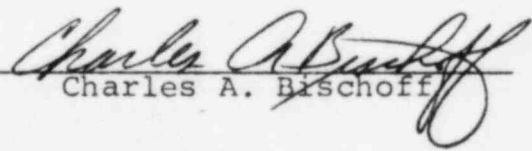
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