

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of

METROPOLITAN EDISON COMPANY, ET AL. }

(Three Mile Island, Unit 1) }

Docket No. 50-289
(Restart)

NRC STAFF'S ANSWER TO LICENSEE'S REQUEST FOR
EXTENSION OF TIME AND PAGE LIMITATION WAIVER
AND STAFF'S MOTION FOR AN EXTENSION OF TIME TO
FILE ITS BRIEF IN RESPONSE TO OTHER PARTIES' EXCEPTIONS

October 28, 1982

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Counsel for NRC Staff

DESIGNATED ORIGINAL

Certified By DSJ

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I. INTRODUCTION

Under the current schedule for the filing of briefs before the Appeal Board on the exceptions to the Licensing Board's August 27, 1981 and July 27, 1982 partial initial decisions, the Licensee is required to file its brief on November 4, 1982, and the Staff is required to file its brief on November 15, 1982. On October 27, 1982, the Licensee requested an extension of time to file its brief until November 15, 1982. Licensee also requested an enlargement of the page limitation to 150 pages. The Staff has no objection to Licensee's requests provided that the Staff is granted until November 19, 1982 to file its brief.

II. DISCUSSION

The Licensee bases its requests for additional time and additional pages on the nature of the four briefs to which it is responding and the resulting difficult task of organizing its brief in response to the

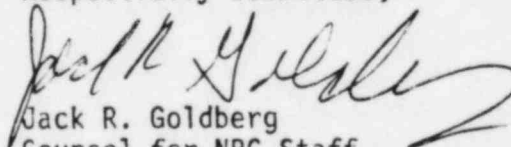
many and varied exceptions and arguments. The Licensee also notes that it must devote time to preparation for the oral presentations before the Commission scheduled for November 9, 1982.

The Staff believes that Licensee has shown good cause for its request for a page enlargement and for additional time to file its brief. The Staff therefore does not object to Licensee's requests. However, in order to preserve the Commission's policy of not requiring the Staff to file its responsive brief on appeal until after all other parties have filed their briefs (see 10 C.F.R. § 2.762(b)), the Staff requests that it be granted until November 19, 1982, to file its brief, in the event Licensee's request for a time extension is granted.

III. CONCLUSION

For the reasons set forth above, the Staff does not oppose Licensee's request that it be permitted to file a 150 page brief no later than November 15, 1982, provided, however, that the Staff is granted until November 19, 1982 to file its brief.

Respectfully submitted,


Jack R. Goldberg
Counsel for NRC Staff

Dated at Bethesda, Maryland
this 28th day of October, 1982.

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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF'S ANSWER TO LICENSEE'S REQUEST FOR EXTENSION OF TIME AND PAGE LIMITATION WAIVER AND STAFF'S MOTION FOR AN EXTENSION OF TIME TO FILE ITS BRIEF IN RESPONSE TO OTHER PARTIES' EXCEPTIONS", dated October 28, 1982 in the above-captioned proceeding, have been served by the following by deposit in the United States mail, first class, or as indicated by an asterisk by deposit in the Nuclear Regulatory Commission's internal mail system this 28th day of October, 1982:

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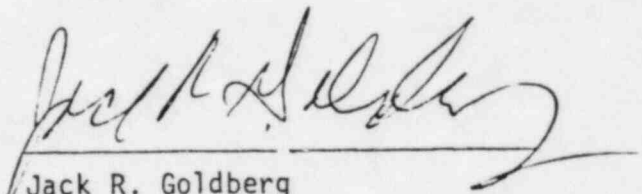
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