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'91 JAN -4 P 3:09

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

In the Matter of	)	
	)	
KERR-MCGEE CHEMICAL	)	Docket No. 40-2061-ML
CORPORATION,	)	
	)	ASLB No. 83-495-01-ML
(West Chicago Rare Earths	)	
Facility)	)	

WEST CHICAGO'S MOTION FOR EXTENSION OF TIME TO RESPOND TO  
 NRC STAFF MOTION FOR CERTIFICATION

West Chicago moves this Panel to grant it, and the other parties to this proceeding, an extension of time until January 10, 1991, to respond to NRC Staff Motion for Certification to the Commission of the Question of Jurisdiction ("Motion for Certification"). In support thereof, West Chicago states as follows:

1. On December 24, 1990 the NRC Staff filed its Motion for Certification. For reasons unknown, counsel for West Chicago did not receive a copy of the motion until the afternoon of January 2, 1991. Additionally, as of January 3, 1991, counsel for the State of Illinois had not received a copy of the motion. That afternoon, counsel for West Chicago faxed a copy of the motion to the State of Illinois.

2. In order to fairly respond to the Motion for Certification, West Chicago (and the other parties to this proceeding) require an additional six days from today to prepare.

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3. Counsel for Kerr-McGee, the State of Illinois and the NRC Staff have no objection to this motion. Kerr-McGee and the State of Illinois would also like until January 10, 1991 to respond to the motion.

WHEREFORE, West Chicago moves this Panel to grant an extension of time until January 10, 1991, for it, and the other parties to this proceeding, to respond to the Motion for Certification.

Respectfully submitted,

WEST CHICAGO, ILLINOIS

By:   
Joseph V. Karaganis

OF COUNSEL:

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Dated: January 4, 1991

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## CERTIFICATE OF SERVICE

'91 JAN -4 P3:09

I, James D. Brusslan, an attorney in this case do certify that on the 4th day of January, 1991, I caused to be served the foregoing **WEST CHICAGO'S MOTION FOR AN EXTENSION OF TIME TO RESPOND TO NRC STAFF MOTION FOR CERTIFICATION** upon the parties listed below by Facsimile:

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and by first class mail, in envelopes bearing sufficient postage to the following parties:

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Adjudicatory File  
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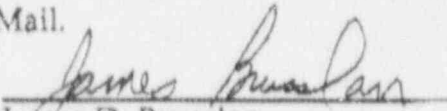
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by depositing same in the United States Mail.

  
James D. Brusslan