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For the Appeal Board

Barbara A. Tompkins 1-4-91
Secretary to the Appeal Board

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

In the Matter of

KERR-MCGEE CHEMICAL
CORPORATION,

(West Chicago Rare Earths
Facility)

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Docket No. 40-2061-ML

ASLB No. 83-495-01-ML

RECEIVED JAN - 4 1991

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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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

KERR-MCGEE CHEMICAL CORPORATION

Docket No. (s) 40-2061-ML

(West Chicago Rare Earths Facility)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing AB ORDER GRANTING MOTION have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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Administrative Judge
Howard A. Wilber, Chairman
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Administrative Judge
John H. Frye, III, Chairman
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Docket No. (s) 40-2061-ML
AB ORDER GRANTING MOTION

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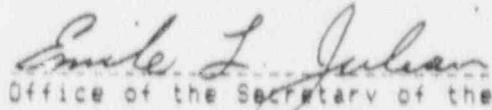
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Dated at Rockville, Md. this
4 day of January 1991


Office of the Secretary of the Commission