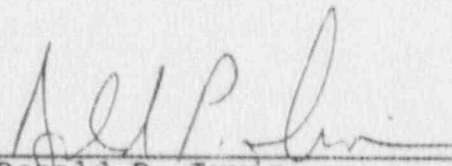


whichever is later. Petitioners assert that requiring them to refile their petitions before the Commission has issued its decision on either of those issues "would be a waste of Commission, Petitioners' and Licensee resources." Petitioners' Application for a Stay of the Board's Order of January 8, 1991 (Jan. 23, 1991) at 1.

This morning, Petitioners' counsel informed counsel for LILCO that on February 4, Petitioners filed amended petitions with the Licensing Board, as directed in LBP-91-1. By so doing, Petitioners have rendered moot their request for a stay, and LILCO moves that it be dismissed as moot.

Respectfully submitted,



Donald P. Irwin
Counsel for Long Island
Lighting Company

Hunton & Williams
707 East Main Street
P.O. Box 1535
Richmond, Virginia 23212

DATED: February 5, 1991

LILCO, February 5, 1991

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DUCKETED
USNRC

'91 FEB -8 P4:41

Before the Atomic Safety and Licensing Board

OFFICE OF SECRETARY
DUCKETING & SERVICE
BRANCH

In the Matter of)
)
LONG ISLAND LIGHTING COMPANY)
)
(Shoreham Nuclear Power Station,)
Unit 1))

Docket No. 50-322-OLA

CERTIFICATE OF SERVICE

I hereby certify that copies of LILCO'S MOTION TO DISMISS AS MOOT PETITIONERS' REQUEST FOR A STAY OF LBP-91-1 were served this date upon the following by telecopier as indicated by an asterisk, by Federal Express, as indicated by two asterisks, or by first-class mail, postage prepaid.

Administrative Judge*
Morton B. Margulies Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
East-West Towers, Fourth Floor
4350 East-West Highway
Bethesda, Maryland 20814

Mitzi A. Young, Esq.*
Office of the General Counsel
U.S. Nuclear Regulatory Commission
One White Flint North
11555 Rockville Pike
Rockville, Maryland 20852

Administrative Judge*
Jerry R. Kline
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
East-West Towers, Fourth Floor
4350 East-West Highway
Bethesda, Maryland 20814

James P. McGranery, Jr., Esq.*
Dow, Lohnes & Albertson
1255 23rd Street, N.W., Suite 500
Washington, D.C. 20037

Administrative Judge**
George A. Ferguson
Atomic Safety and Licensing Board
5307 Al Jones Drive
Columbia Beach, Maryland 20754

Michael R. Deland, Chairman
Council on Environmental Quality
Executive Office of the President
722 Jackson Place, N.W.
Washington, D.C. 20503

Docketing and Service Section
Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Nicholas S. Reynolds, Esq.
David A. Repka, Esq.
Winston & Strawn
1400 L Street, N.W.
Washington, D.C. 20005

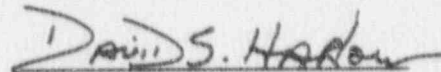
Stanley B. Klimberg, Esq.
Executive Director and General
Counsel
Long Island Power Authority
200 Garden City Plaza, Suite 201
Garden City, New York 11530

Carl R. Schenker, Jr., Esq.
Counsel, Long Island Power Authority
O'Melveny & Myers
555 13th Street, N.W.
Washington, D.C. 20004

Stephen A. Wakefield, Esq.
General Counsel
U.S. Department of Energy
1000 Independence Avenue, S.W.
Washington, D.C. 20585

Gerald C. Goldstein, Esq.
Office of General Counsel
New York Power Authority
1633 Broadway
New York, New York 10019

Samuel A. Cherniak, Esq.
New York State Department of Law
Bureau of Consumer Frauds and Protection
120 Broadway
New York, New York 10271


David S. Harlow

Huntley & Williams
707 East Main Street
P.O. Box 1535
Richmond, Virginia 23212

DATED: February 5, 1991