

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

DOCKETED  
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In the Matter of :  
: PHILADELPHIA ELECTRIC COMPANY : Docket Nos. 50-352  
Limerick Generating Station, : 50-353  
Units 1 and 2 :

LIMERICK ECOLOGY ACTION'S REQUEST  
FOR CLARIFICATION OF FEB. 10 BOARD ORDER  
AND MOTION FOR AN EXTENSION OF TIME

In the Board's Memorandum and Order Continuing Informal Discovery, Providing for Further Specification of Conditionally Admitted Contentions and Noting Dismissal of ECNP, dated February 10 and served February 15, 1983, it ordered lead intervenors to submit particularized contentions for all of those contentions previously conditionally admitted. The April 13, 1983 submission of particularized contentions is to be preceded by joint meetings of the parties to discuss possible agreement on or narrowing and specification of the contentions at issue.

Due to a statement by the Board in its Order at page 7, ("The Board, in establishing the above schedule, is relying on the NRC Staff's schedule for March 11, 1983 for the issuance of its PRA review." Emphasis added.), several discussions have taken place over the last three weeks between NRC staff members and LEA as to the Board's expectations regarding PRA contentions. The Applicant also participated in one such discussion.

The parties have been unable to agree upon this matter, and thus LEA requests clarification and an extension of time.

It appears to LEA from the wording of the Board's Order that the Board believes that the March 11 Brookhaven review document represents the NRC's entire review of the Applicant's PRA. It is not clear to LEA that at the time it wrote its Order, the Board understood that the staff's review would not appear until the SER is issued in August.

Does the Board wish to proceed without the staff's review? If so, is it the Board's intention that refinement of existing contentions only is expected by the April 13 deadline, or does the Board also expect submission of new contentions based on the Brookhaven document?

LEA has recently received the Brookhaven review document and forwarded it to its consultant for review. LEA has agreed to complete its review of that document by April 15, and to submit comments to the NRC staff as soon thereafter as possible. It will not be possible for LEA's consultant to provide comments to the staff, refine existing contentions, and draft new contentions based in the Brookhaven document, all in time for meetings with the parties and submission to the Board by April 13, if that is indeed the Board's intention.

LEA requests a clarification of the Board's Feb. 10 Order and an extension of time until May 15 at the earliest, if it is the Board's intention to proceed without the staff review. Affirmation of LEA's right to submit further new contentions based on the staff review is also requested.

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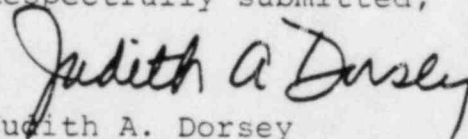
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While LEA realizes that its request for an extension of time, if granted, will also require a change in schedule for the upcoming prehearing conference, such a change is necessary if LEA is to have adequate opportunity to review the Brookhaven document and draft comments and contentions related to it, as well as to refine existing contentions. The Board may also wish to consider postponing the prehearing conference long enough that material to be submitted by the Applicant to the intervenors in June can be reviewed and taken into consideration in the refinement or dropping of non-PRA contentions. Such a postponement would ultimately save the Board and parties time by avoiding the need for yet another conference after the June submissions.

Respectfully submitted,



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March 14, 1983

CERTIFICATE OF SERVICE

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I hereby certify that the foregoing Limerick Ecology Action's Request for Clarification of Feb. 10 Board Order and Motion for an Extension of Time has been served, first-class mail, postage prepaid, upon the following:

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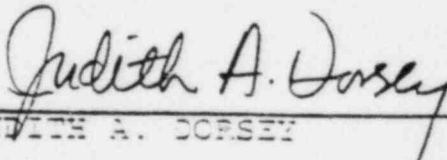
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March 14, 1983

  
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