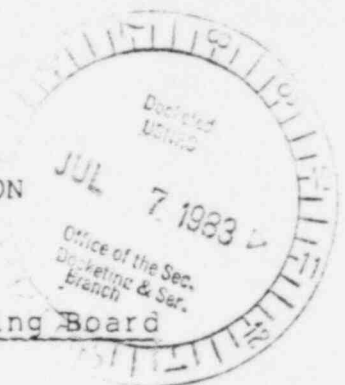


UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



Before the Atomic Safety and Licensing Board

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

Docket No. 50-322 (OL)

Diesel Generator Schedule

Pursuant to the Board's June 22 Memorandum and Order admitting portions of the County's proposed contention concerning the emergency diesel generators, LILCO submits the following proposed schedule. As directed by the Board, the parties discussed schedule matters but were unable to reach complete agreement. Consequently, a joint filing was not feasible.

The Board's June 22 Memorandum and Order admitted two limited aspects of the County's proposed diesel generator contention: the long-term effects of vibration and cylinder head cracking. The Board ruled that the former need not be resolved prior to full load while the latter must be resolved before Shoreham operates. The order acknowledged the possibility, however, that the fuel load/low power testing

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aspect of the cylinder head cracking issue might be resolved through agreement or summary disposition.

Shortly after the issuance of the Board's order, LILCO and the County exchanged letters and, on June 27, LILCO sent documents (by Federal Express) to the County which were pertinent to both the vibration and cylinder head cracking issue. On July 30, LILCO made a presentation to NRC Region I personnel in King of Prussia, Pennsylvania describing the results of LILCO's Diesel Generator Operational Review Program. The County attended this meeting which addressed, inter alia, the matters admitted by the Board for litigation. Following the session at Region I, LILCO and County lawyers and consultants met informally for several hours to discuss matters relating to the admitted contentions, focusing principally on the cylinder head cracking issue. At this meeting LILCO emphasized its desire to resolve the low power aspects of the cylinder head issue expeditiously; the County emphasized that its consultants needed time to review the materials provided by LILCO. The parties agreed to confer on Tuesday, July 5 to determine whether any agreement on the low power issue was possible. On the fifth, however, the County's consultants were not in a position to reach any conclusions on the low power issue. Rather, the County proposed a schedule for additional informal discovery leading to a County decision on the

acceptability of LILCO's interim surveillance measures in late July.

Given the Board's expressed schedule for issuing a partial initial decision by the end of July, LILCO believes the County's proposal was contrary to the Board's expectation of expedited consideration. Moreover, it was unreasonable in light of the information already provided to the County by affidavit, at the conference of the parties and in informal discovery. Consequently, LILCO has decided to file a motion for summary disposition immediately. The County has been informed of this decision and LILCO and the County reached partial agreement on the schedule for the resolution of the cylinder head cracking issue. The agreed upon portion of the schedule follows:

- July 7 - LILCO files motion for summary disposition of cylinder head cracking issue.
- July 8 - SC provides LILCO with informal request for additional documents and description of documents/information to be provided by Delaval for the County's review.
- July 12 - LILCO provides documents to SC on objections to request.
- July 13 - SC consultants visit Delaval plant to review documents/information.
- July 18 - Complete informal discovery.
- July 22 - Parties inform Board of settlement or Suffolk County and NRC Staff file answers to LILCO's motion.

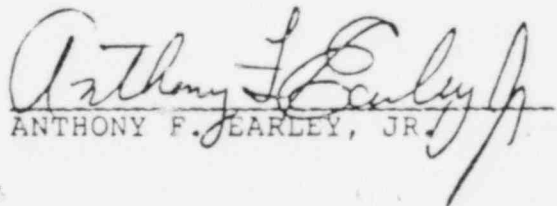
Agreement could not be reached on the schedule beyond the 22nd. LILCO suggests that if settlement is not possible, and, as a result of the motion for summary disposition, the Board resolves the low power issue in LILCO's favor, any remaining long-term issues should be litigated on the schedule suggested by Suffolk County. If the Board does not find that the motion has resolved the fuel load and low power testing aspects of the cylinder head cracking issue, LILCO requests litigation on the following schedule:

August 1 - Parties files written testimony.

August 8 - Commence hearings.

With respect to the vibration issue, the parties have had preliminary discussions and intend to pursue the matter further on an informal basis. Because this issue need not be resolved before fuel load it is unnecessary to set a schedule for litigation at this time. LILCO and the County propose that the parties submit a status report on the issue on July 29. If resolution has not been reached by then, the parties shall submit a schedule for litigation with that status report.

Respectfully submitted,
LONG ISLAND LIGHTING COMPANY


ANTHONY F. EARLEY, JR.

CERTIFICATE OF SERVICE

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322 (OL)

I hereby certify that copies of LILCO's Diesel Generator Schedule were served this date upon the following by first-class mail, postage prepaid, or by hand, as indicated by an asterisk:

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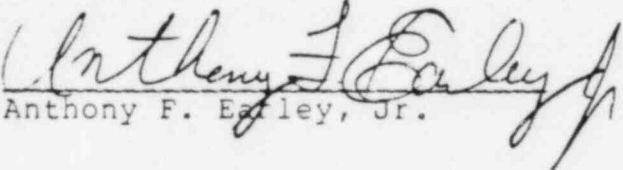
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