

of NECNP III.12 and 13, but do not oppose an extension of the time for the filing of rebuttal testimony. The NRC Staff filed its answer on July 15, 1983;⁴ the Staff does not believe that litigation of NECNP III.12 and III.13 need be deferred until the off-site emergency planning hearings, but does not oppose an extension of time to file rebuttal testimony as long as such an extension applies to all parties.

By Memorandum and Order of June 30, 1983, this Board ruled on motions for summary disposition of NECNP III.12 and III.13. As a result of those rulings, NECNP III.12 and III.13 were combined and narrowed. Litigation of the combined NECNP III.12/III.13 does not depend on the availability of the off-site emergency plans, and consequently, the Board finds deferring litigation of NECNP III.12/III.13 to be unwarranted.

The Board grants, however, the Massachusetts' motion for an extension of time to file rebuttal testimony. The benefit of preparation time accrues principally to the parties, and no party has objected to the motion.⁵ The deadline for the filing of rebuttal testimony is now August 8, 1983, and this deadline applies to all parties.

4. NRC Staff Response to Motion of Attorney General Francis X. Bellotti to Defer Hearing on Evacuation Time Estimates (Contentions NECNP III.12 and III.13) and for an Extension of Time to File Rebuttal Testimony (July 15, 1983).

5. Because an adoption of the Staff's proposal--that the extension apply to all parties--would also affect NECNP, the sponsor of the contentions in question, the Licensing Board's Law Clerk contacted counsel for NECNP. NECNP does not oppose the extension or its application to all parties. Telephone conversation between David R. Lewis, Esq., Law Clerk to the Board, and Diane Curran, Esq., Harmon & Weiss (July 18, 1983).

IT IS SO ORDERED.

FOR THE ATOMIC SAFETY AND
LICENSING BOARD

A handwritten signature in cursive script, appearing to read "Helen F. Hoyt". The signature is written in dark ink and is positioned above a horizontal line.

Helen F. Hoyt, Chairperson
ADMINISTRATIVE JUDGE

Bethesda, Maryland
July 18, 1983.