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August 15, 1983

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Commissioner Victor Gilinsky
Commissioner James K. Asselstine
Commissioner John F. Ahearne
Commissioner Fredrick M. Bernthal

In the Matter of
Kerr-McGee Chemical Corporation
(West Chicago Rare Earths Facility)
Docket No. 40-2061

Gentlemen:

Enclosed herein is Licensee's Answer to the Petition to Intervene submitted by the Chamber of Commerce of the City of West Chicago in the above captioned matter.

As set out in our enclosed Answer, the Chamber's petition, as filed, does not meet all of the procedural requirements of the Commission's regulations; unless supplemented, it should be denied. In addition, we suggest in the enclosure the utilization of either an informal legislative-type proceeding or the use of a "hybrid" hearing process, where it can be demonstrated that cross-examination would be useful, to consider the contentions

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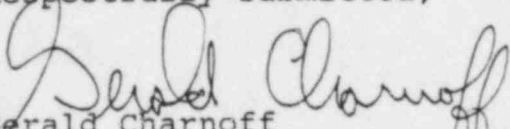
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offered by the State of Illinois and the Chamber of Commerce, if the latter is ultimately admitted as a party to the proceeding.

In referring this matter to a Licensing Board we respectfully urge the Commission to explicitly authorize the utilization of a legislative-type process, modified to permit cross-examination only where justified, and to provide the Licensing Board with appropriate guidelines for such a process.

Respectfully submitted,


Gerald Charnoff
Counsel for Kerr-McGee Chemical
Corporation

cc: Service List

August 15, 1983

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of)
)
KERR-McGEE CHEMICAL CORPORATION) Docket No. 40-2061
) (License Amendment)
(West Chicago Rare Earths)
Facility))

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