

DOCKETED
USNRC

CAMMER & SHAPIRO, P. C.

83 AUG 29 11:52
EAST 40TH STREET

NEW YORK, N.Y. 10016
OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

August 26, 1983

James A. Laurensen
Chairman
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Dr. Jerry R. Kline
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Mr. Frederick J. Shon
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322-OL-3 (Emergency Planning Proceedings)

Sirs:

North Shore Committee supports Suffolk's County objections to the schedule in the Board's Special Prehearing Conference Order, dated August 19, 1983.

We do not repeat the cogent and compelling arguments advanced by Suffolk County in its August 23, 1983 pleading. NSC adopts them in full.

We especially direct the Board's attention to the August 22, 1983 communication from LILCO's counsel to the Brenner Board, attached hereto, that "... LILCO now believes that, at best, fuel load can occur at some point during the first quarter of 1984." (emphasis added). If to that is added current reports of faults and failures in the other generator(s), by no stretch of the imagination can the County's suggested schedule delay the opening of the plant.

One additional factor, however, is peculiar to NSC and perhaps SOC and the Town of Southampton. Unlike Suffolk County and LILCO, NSC has but one attorney to deal with all aspects of this litigation. The deposition schedule in the Order may make it impossible for counsel to participate in all the depositions

8308300429 830826
PDR ADCK 05000322
G PDR

D503

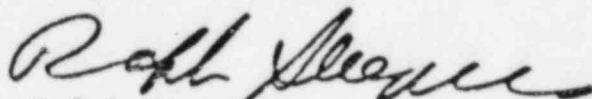
CAMMER & SHAPIRO, P. C.

Page Two
August 26, 1983

involving the contentions in which NSC is interested. Compression of depositions and other discovery in the schedule set forth in the Order is so extreme that NSC and other intervenors who may be similarly situated will be deprived of their due process right effectively to litigate the unprecedented issues in this proceeding.

NSC therefore urges the Board to grant the relief requested by the County in its pleading (pp. 8-9).

Very truly yours,


Ralph Shapiro

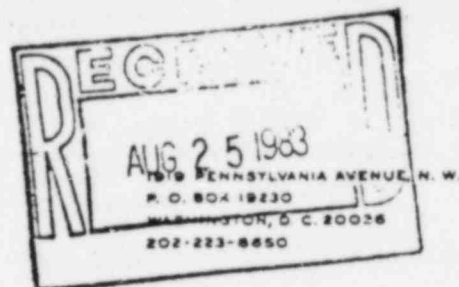
RS:jgb
cc: EP Service List

VIA FEDERAL EXPRESS

HUNTON & WILLIAMS
707 EAST MAIN STREET P. O. Box 1535
RICHMOND, VIRGINIA 23212
TELEPHONE 804-788-8200

B & T BUILDING
P. O. BOX 108
RALEIGH, NORTH CAROLINA 27602
919-828-9371

FIRST VIRGINIA BANK TOWER
P. O. BOX 3668
NORFOLK, VIRGINIA 23514
804-625-5501



FILE NO.

DIRECT DIAL NO. 804 788-

August 22, 1983

Lawrence Brenner, Esq.
Administrative Judge
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Dr. George A. Ferguson
Administrative Judge
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Dr. Peter A. Morris
Administrative Judge
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

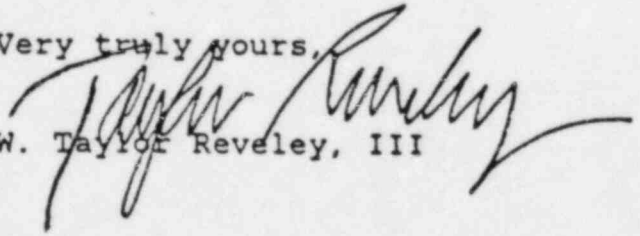
In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322 (OL)

Gentlemen:

In light of the diesel generator situation, LILCO now believes that, at best, fuel load can occur at some point during the first quarter of 1984.

The Company today notified the NRC Staff that preliminary indications have been found of a possible fault on the crankshaft of a second diesel. Further details, if any are available, will be provided the Board in LILCO's August 25th status report.

Very truly yours,


W. Taylor Reveley, III

cc: All Parties
EP ASLB

~~83-225-203~~
18

CERTIFICATE OF SERVICE

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power station, Unit 1)
DOCKET NO. 50-322-OL-3 (Emergency Planning Proceedings)

I, secretary to Ralph Shapiro, hereby certify that copies of the August 26 letter were served this date upon the following by first-class mail, postage prepaid, or by Federal Express Mail (as indicated by an asterisk).

James A. Laurenson*
Chairman
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
Washington, D. C. 20555

Dr. Jerry R. Kline*
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
Commission
Washington, D. C. 20555

Mr. Frederick J. Shon*
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Edward M. Barrett, Esq.
General Counsel
Long Island Lighting Company
250 Old Country Road
Mineola, New York 11501

Mr. Brian McCaffrey
Long Island Lighting Company
175 East Old County Road
Hicksville, New York 11801

Howard L. Blau, Esq.
217 Newbridge Road
Hicksville, New York 11801

W. Taylor Reveley III, Esq.
Hunton & Williams
P.O. Box 1535
707 East Main St.
Richmond, Virginia 23212

Mr. Jay Dunkleberger
New York State Energy Office
Agency Building 2
Empire State Plaza
Albany, New York 12223

Stephen B. Latham, Esq.
Twomey, Latham & Shea
33 West Second Street
P. O. Box 398
Riverhead, New York 11901

Nora Bredes
Executive Director
Shoreham Opponents Coalition
195 East Main Street
Smithtown, New York 11787

Marc W. Goldsmith
Energy Research Group
400-1 Totten Pond Road
Waltham, Massachusetts 02154

Joel Blau, Esq.
New York Public Service Commission
The Governor Nelson A. Rockefeller
Building
Empire State Plaza
Albany, New York 12223

David J. Gilmartin, Esq.
Suffolk County Attorney
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, New York 11788

Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

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

Bernard M. Bordenick, Esq.
David A. Repka, Esq.
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Stuart/Diamond
Environment/Energy Writer
NEWSDAY
Long Island, New York 11747

Lawrence Coe Lanpher
Kirkpatrick, Lockhart, Hill,
Christopher & Phillips
1900 M Street, N.W., Suite 800
Washington, D.C. 20036

James Dougherty, Esq.
3045 Porter Street
Washington, D. C. 20008

Mr. Jeff Smith
Shoreham Nuclear Power Station
P. O. Box 618
North Country Road
Wading River, New York 11792

MHB Technical Associates
1723 Hamilton Avenue
Suite K
San Jose, California 95125

Hon. Peter Cohalan
Suffolk County Executive
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, New York 11788

Eleanor L. Frucci, Esq.
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

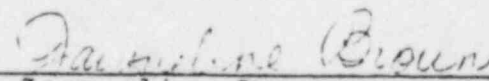
Ezra I. Bialik, Esq.
Assistant Attorney General
Environmental Protection Bureau
New York State Department of
Law
2 World Trade Center
New York, New York 10047

Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Jonathan D. Feinberg, Esq.
Staff Counsel, New York State
Public Service Commission
Three Rockefeller Plaza
Albany, New York 11223

Stewart M. Glass, Esq.
Regional Counsel
Federal Emergency Management
Agency
26 Federal Plaza
New York, New York 10278

Spence Perry, Esq.
Associate General Counsel
Federal Emergency Management
Agency
Washington, D.C. 20472


Jacqueline Brown

Dated: August 26, 1983