

February 10, 1984

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

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

Mr. Frederick J. Shon
Administrative Judge
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)

Dear Administrative Judges:

In response to the Board's "Order Establishing Expedited Response Schedule" issued on February 8, 1984, this is to advise that the NRC staff will not be taking a position on LILCO's February 6, 1984 "Motion to Compel Expedited Production of Documents by New York State." The Staff views the subject matter of LILCO's motion as a discovery dispute between the two parties involved.

In addition to the above LILCO motion, there is also pending before the Board "Suffolk County's Motion for Leave to File Reply to LILCO's Answer Opposing Suffolk County Motion for Leave to File Rebuttal Testimony on Contention 23" dated February 8, 1984. The Staff has no objection to this County Motion. (The Staff in a letter to the Board dated February 6, 1984, had indicated it had no objection to the "Suffolk County Motion for Leave to File Rebuttal Testimony on Contention 23" dated February 1, 1984.)

Sincerely,

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PDR ADDCK 05000322
G PDR

Bernard M. Bordenick
Counsel for NRC Staff

cc: See Page 2

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