

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING APPEAL BOARD

'84 MAY 31 11:30

Administrative Judges:

Alan S. Rosenthal, Chairman  
Gary J. Edles  
Howard A. Wilber

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH  
May 30, 1984

SERVED MAY 31 1984

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

Docket No. 50-322 OL  
(Emergency Planning)

DOCKET NUMBER 50-322-04-3  
PROD & UTIL. FAC.....

ORDER

In connection with the appeal by FEMA now pending before us, the Board wants the parties to address the permissibility and advisability of one agency of the federal government ordering the disclosure of documents by another agency. The parties should address the matter generally, and with specific reference to the Memorandum of Understanding between FEMA and the NRC, 45 Fed. Reg. 82,713 (1980), establishing procedures for FEMA's participation in NRC licensing proceedings.

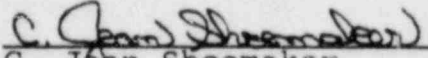
We plan to discuss the matter at oral argument. Additionally, the parties may, if they wish, include this matter as part of the brief to be submitted on Friday, June 1st or, alternatively, as a separate document to be in our

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hands, and in the hands of other parties, no later than the  
close of business on Tuesday, June 5, 1984.

It is so ORDERED.

FOR THE APPEAL BOARD

  
C. Jean Shoemaker  
Secretary to the  
Appeal Board

Mr. Wilber did not participate in this order.