

RELATED CORRESPONDENCE

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD ^{*84 JUL 18 11:14}

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

OFFICE OF TELETYPE
DOCKETING & SERVICES
BRANCH

Docket No. 50-322-OL-4
(Low Power)

NRC STAFF MOTION FOR LEAVE
TO FILE RESPONSE OUT OF TIME

On June 26, 1984, the Appeal Board issued an Order inviting the parties to the Shoreham low power proceeding to submit their views on the Licensing Board's June 25th denial of a motion that that Board disqualify itself. The Appeal Board directed that any such views be in the hands of the Appeal Board by the close of business on Friday, July 6, 1984. The Staff placed its "Response to Motion by Suffolk County and State of New York for Disqualification of Judges Miller, Bright, and Johnson" in the NRC's internal mail system at approximately 1:30 p.m. on July 6th; such deposit would normally result in same-day delivery to the Appeal Board. In this instance, Staff counsel has been informed that the Staff's filing did not arrive at the offices of the Appeal Board until early on the morning of Monday, July 9th. The Staff apologizes for the delay and respectfully requests that the Appeal Board accept the Staff's untimely filing.

Respectfully submitted,

Robert G. Perlis
Counsel for NRC Staff

8407180299 840709
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PDR

Dated at Bethesda, Maryland
this 9th day of July, 1984

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NUCLEAR REGULATORY COMMISSION

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In the Matter of)
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Docket No. 50-322-OL-4
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OFFICE OF THE SECRETARY
DOCKETING & SERVICE
BRANCH

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF MOTION FOR LEAVE TO FILE RESPONSE OUT OF TIME" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, or, as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system, this 9th day of July, 1984:

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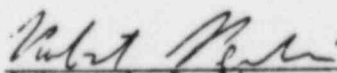
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