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USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'92 MAY -6 P5:13

BEFORE THE COMMISSION

OFFICE OF SECRETARY
DOCKETING & SERVICE
PLANNING

In the Matter of)	
)	
LONG ISLAND POWER AUTHORITY)	Docket No. 50-322-DCOM
(Shoreham Nuclear Power)	
Station, Unit 1))	(Decommissioning Plan)

NRC STAFF'S MOTION TO FILE RESPONSIVE PLEADING

On April 29, 1992, Shoreham-Wading River Central School District and Scientists And Engineers For Secure Energy ("Petitioners") filed a "Joint Opposition To The NRC Staff's Recommendation For Issuance Of A Decommissioning Order Prior To Hearing And Contingent Motion For Stay" ("Opposition"). By Order dated April 30, 1992, the Commission gave the Long Island Power Authority until May 3, 1992 to respond to the Opposition. On May 5, 1992, Petitioners supplemented their opposition with an additional filing. The Staff, pursuant to 10 C.F.R. § 2.730, moves that the attached "NRC Staff Reply to Petitioners' May 5 Filing" be accepted for filing on the following grounds:

1. The arguments made by Petitioners in their May 5 supplement misconstrue statements made by the Staff regarding the December 23, 1991 *Federal Register* notice on Shoreham's decommissioning. As a result, these arguments distort the nature of the proposed decommissioning action.

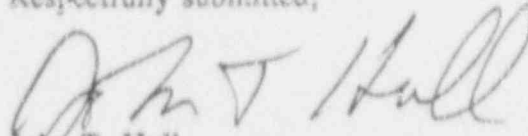
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2. The filing of the attached reply will clarify the nature of the proposed action and will not cause any delay in the proceedings.

WHEREFORE, the Staff requests that its motion be GRANTED.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "John T. Hull".

John T. Hull
Counsel for NRC Staff

Dated at Rockville, Maryland
this 6th day of May, 1992