

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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COMMISSIONERS:

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

Docket No. 50-322 OL-4

ORDER

In a decision dated May 16, 1984, we committed to conduct an effectiveness review of any Licensing Board decision which resulted in the grant of an exemption in this proceeding from General Design Criterion (GDC)-17. See CLI-84-8. On October 29, 1984, the Licensing Board conducting the proceeding on the request of Long Island Lighting Company (LILCO) for a license to conduct low power operation authorized the granting of such an exemption for Phases III and IV.

Intervenors Suffolk County and the State of New York have requested: (1) an opportunity to submit briefs and to present oral argument on the October 29 Board decision; (2) Commission direction to the parties to address in their arguments the correctness of the Board's interpretation both of CLI-84-8 and of the Commission decision of July 18, 1984 on the litigation of physical security contentions; (3) that the Commission not act on the Board's September 5, 1984 decision authorizing a license for Phases I and II of Shoreham low power testing.

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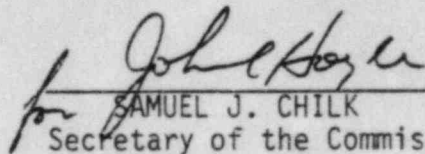
LILCO opposed the Intervenor's request in a filing of November 2, 1984, but on November 9 LILCO filed its own comments on the Initial Decision.¹

We have decided to grant Intervenor's request in part. The parties may submit written comments concerning the correctness of the Board's application of the criteria in our Order of May 16 to Phases III and IV of low power operation. These comments should be no more than fifteen pages, double spaced, and should be delivered to our Secretary no later than 4:00 p.m., E.S.T., on November 29, 1984.

It is so ORDERED.



For the Commission


SAMUEL J. CHILK
Secretary of the Commission

Dated at Washington, D.C.

this 19th day of November 1984.

¹We will treat LILCO's November 9 filing as its comments in response to the instant order unless LILCO advises us that it intends to provide substitute comments.