

UNITED STATES NUCLEAR REGULATORY COMMISSION WASHINGTON, D. C. 20555

November 27, 1984

USARC

Morton B. Margulies, Esq., Chairman Administrative Judge Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Dr. Oscar H. Paris
Administrative Judge
Atomic Safety and Licensing Board
Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Mr. Gustave A. Linenberger, Jr.
Administrative Judge
Atomic Safety and Licensing Board
Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

In the Matter of GEORGIA POWER CO. (Vogtle Electric Generating Plant, Units 1 and 2)
Docket Nos. 50-424 and 50-425 (OL)

Dear Administrative Judges:

The NRC Staff is in receipt of "Applicants' Motion to Correct ASLB's Memorandum and Order Dated November 5, 1984" (motion) which was filed on November 14, 1984.

Although not so denominated, the Staff views the Applicants' recent filing as a motion for reconsideration which is made pursuant to 10 CFR § 2.752(c). This is because the motion seeks a modification of the wording of Contention 8 which was admitted in the Board's Order. 10 CFR § 2.752(c) does not not provide for replies to such motions unless requested by the Licensing Board.

Applicants' motion states that "[t]he Board's Memorandum and Order [of November 5] was presumably based on [a] statement contained in an NRC SALP report (IE Report No. 83-06.)" The Staff is, of course, unable to speak to

8412010083 841127 PDR ADDCK 05000424 G PDR

DS67

the question of whether Applicants' presumption concerning the Board's thought processes is correct. Accordingly, the Staff does not seek leave to file a response to Applicants' November 14, 1984, motion.

Sincerely,

Bernard M. Bordenick

Counsel for NRC Staff

cc: Deppish Kirkland, III, Esq.
Carol A. Stangler
Ernest L. Blake, Esq.
Dan Feig
James E. Joiner
Atomic Safety and Licensing
Board Panel
Tim Johnson

Docketing and Service Section Douglas C. Teper Jeanne Shorthouse Laurie Fowler, Esq. Ruble A. Thomas Atomic Safety and Licensing Appeal Board Panel