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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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ATOMIC SAFETY AND LICENSING BOARD

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Before Administrative Judges:

G. Paul Bollwerk, III, Chairman
Dr. James H. Carpenter
Dr. Peter A. Morris

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In the Matter of

Docket No. 50-348-CivP
50-364-CivP

ALABAMA POWER COMPANY

ASLBP No. 91-626-02-CivP

(Joseph M. Farley Nuclear
Plant, Units 1 and 2)

July 10, 1992

MEMORANDUM AND ORDER

(Granting Parties' Joint Request for
Extension of Filing Deadlines
for Proposed Findings and Conclusions)

ing a July 8, 1992 telephone conference, the parties to this proceeding made a joint request for an extension of the filing deadlines for proposed findings and conclusions established by our June 1, 1992 memorandum and order. Alabama Power Company (APCo) and the NRC staff have asked for a two-week extension of the schedule to conduct additional discussions aimed at settling this litigation.

The Commission's rules of procedure make clear that the fair and reasonable settlement of contested proceedings is encouraged as being in the public interest. See 10 C.F.R. §§ 2.755; 2.759; id. Part 2, App. A, § V(d)(10). As we advised counsel after the evidentiary sessions in this proceeding, given that both parties' positions appear to have some material flaws, a mutually agreeable disposition

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of this litigation may best serve the interests of both litigants. We thus have no difficulty concluding that good cause exists for a modest extension of the filing schedule to permit further settlement negotiations.

Accordingly, the parties' joint request for an extension of the filing dates for proposed findings and conclusions is granted. The revised schedule is as follows:

Staff Proposed Findings and Conclusions	Friday, August 14, 1992
APCo Proposed Findings and Conclusions	Friday, October 16, 1992
Staff Reply to APCo Proposed Findings and Conclusions	Wednesday, November 18, 1992

In addition, on or before Friday, August 7, 1992, the parties should provide the Board with a joint report (either oral or written) on the status of settlement negotiations.

It is so ORDERED.*

FOR THE ATOMIC SAFETY
AND LICENSING BOARD


G. Paul Bollwerk, III, Chairman
ADMINISTRATIVE JUDGE

Bethesda, Maryland

July 10, 1992

* Copies of this memorandum and order are being provided to the parties by facsimile transmission this date.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

ALABAMA POWER COMPANY

(Joseph M. Farley Nuclear Plant,
Units 1 and 2)

Docket No.(s) 50-348/364-CIVP

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB M&O (GRANTING JT REQUEST..) have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate
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Washington, DC 20555

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U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
James H. Carpenter
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Docket No. () 74-364-CIVP
LB M&O (GRANT & J) REQUEST..)

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Dated at Rockville, Md. this
10 day of July 1992


Office of the Secretary of the Commission