

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING APPEAL BOARD

Administrative Judges:

Christine N. Kohl, Chairman
Dr. W. Reed Johnson
Howard A. Wilber

February 13 1985
FEB 14 1985

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

SERVED FEB 14 1985

_____)
In the Matter of)
)
LOUISIANA POWER & LIGHT COMPANY)
)
(Waterford Steam Electric Station,)
Unit 3))
_____)

Docket No. 50-382 OL

ORDER

On January 25, 1985, Joint Intervenors filed a motion for leave to file a reply to applicant's and the NRC staff's responses to Joint Intervenors' motion to reopen. Their reply accompanied the motion for leave to file. The staff opposes the motion for leave to file, but seeks additional time in which to respond to Joint Intervenors' tendered reply itself, in the event we accept the latter for filing.

We have not yet decided whether to grant Joint Intervenors' motion and accept its tendered reply. Nonetheless, we believe it would be useful and more efficient to have the staff's complete response on hand.¹

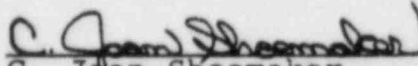
¹ Applicant has already chosen this course and replied to Joint Intervenors' reply itself, as well as the motion for leave to file. Notwithstanding several contrary Licensing Board decisions cited to us, the preferred (Footnote Continued)

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Accordingly, the staff should file the balance of its response by February 28, 1985.

It is so ORDERED.

FOR THE APPEAL BOARD


C. Jean Shoemaker
Secretary to the
Appeal Board

(Footnote Continued)
practice followed in litigation is to tender the document that a party seeks leave to file along with its motion. Similarly, the better practice is to tender any substantive response along with one's opposition to a motion for leave to file.