

this matter, the County does not foresee the need for any additional ASLB proceedings on this matter in view of Mr. Greenman's affidavit.

2. Unresolved Safety Issue A-47

As of the time this report was prepared, Suffolk County had not yet received the materials to be filed with the Board by the NRC Staff pursuant to ALAB-788 on Unresolved Safety Issue (USI) A-47. We had expected to receive them on November 9 or today. We understand that the Staff's general position on this matter is set forth in Section 7 of the SER, which references certain LILCO documents and studies; however, in conversations with Staff counsel we have requested that the Staff identify all its bases for its conclusions on USI A-47, and we are awaiting the receipt of such information from the Staff.

We have transmitted to the County's consultants, Messrs. Gregory Minor, Dale Bridenbaugh and Richard Hubbard, the materials we have been able to obtain to date on this issue, and will also transmit the information and materials to be filed and provided by the Staff as soon as we receive them. After our consultants have had an opportunity to analyze the pertinent Staff conclusions and the studies and LILCO submissions upon which they are based, the County will be able to report to the Board its substantive position on this issue, its views on necessary procedures in light of the rulings in ALAB-788, and the effect of this remanded issue on low power licensing.

Between now and December 1, 1984, the County's consultants are unavailable as a result of prior commitments. Thus, two of the County's consultants (Messrs. Bridenbaugh and Hubbard) are currently involved in the diesel trial in this proceeding. Mr. Minor is currently fulfilling a prior commitment to prepare testimony for presentation to the Massachusetts Department of Public Utilities in the Seabrook case and Messrs. Hubbard and Bridenbaugh are similarly committed as soon as the diesel trial has ended. In addition, Messrs. Minor and Hubbard must perform several technical analyses relating to the operating license proceeding on the Clinton plant. In light of their pre-existing commitments, the complexity of the reports and studies which must be analyzed in connection with the A-47 issue, and the intervening holidays, we anticipate that the consultants will complete their analyses by Friday, December 7. Thus, the County will be in a position to report to the Board its substantive and further procedural views by Tuesday, December 11, 1984.

3. Environmental Qualification -- Equipment in Section 50.49(b)(2) Category

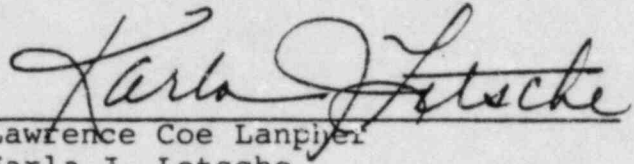
The County received the November 2, 1984 letter to the Board from Staff counsel Bernard M. Bordenick, but has not yet received the affidavit which we understand the Board has requested from the Staff. As indicated by Mr. Bordenick's letter and confirmed in our discussions with him, however, it appears that the Staff's determination to accept LILCO's assertion that no equipment at Shoreham falls into the Section 50.49(b)(2) category is based, at

least in part, upon the same studies referenced in the Staff's SER regarding USI A-47. See SSER, Supp. No. 7, § 3.11.3.1, at 3-8, which refers to SER Section 7.7. During conversations with Staff and LILCO counsel, the parties agreed that for this reason, the USI A-47 and environmental qualification issues raised by the ALAB-788 remand are closely related to one another.

An analysis of the USI A-47 reports and studies apparently relied upon by the Staff in making its Section 50.49(b)(2) determination is necessary in order to evaluate the adequacy of the basis for the Staff's determination, as permitted by ALAB-788 (see slip op. at 105). In light of the interrelationship between USI A-47 and the environmental qualification issue and the lack of complete information from the Staff as described above, the County is not yet in a position to advise the Board of its substantive or further procedural views on the environmental qualification issue. Assuming we receive the necessary information from the Staff soon, however, we anticipate being able to submit a report to the Board on the environmental qualification issue no later than December 11.

Respectfully submitted,

Martin Bradley Ashare
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A handwritten signature in cursive script, reading "Karla J. Letsche". The signature is written in dark ink and is positioned above a horizontal line.

Lawrence Coe Lanpher
Karla J. Letsche
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November 13, 1984

Attorneys for Suffolk County

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board ⁸⁴ NOV 15 AM 11:27

In the Matter of)
)
LONG ISLAND LIGHTING COMPANY)
)
(Shoreham Nuclear Power Station,)
Unit 1))
_____)

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Docket No. 50-322-OL

CERTIFICATE OF SERVICE

I hereby certify that copies of Suffolk County Status Report on Issues Remanded by ALAB-783 have been served on the following this 13th day of November 1984, by U.S. mail, first class, except as otherwise noted.

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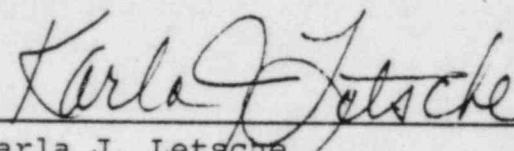
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DATE: November 13, 1984

* By hand delivery, 11/14/84