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

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OFFICE OF SECRETARY  
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Mr. Samuel J. Chilk  
Office of the Secretary  
U.S. Nuclear Regulatory  
Commission Washington, DC 20555

In the Matter of  
LONG ISLAND LIGHTING COMPANY  
(Shoreham Nuclear Power Station, Unit 1)  
Docket No. 50-322-OL-4 (Low Power)

Dear Mr. Chilk:

On October 31, 1984, Suffolk County and the State of New York requested an opportunity to submit briefs and present oral arguments on various decisions rendered by the Licensing Board presiding over the Shoreham low power exemption proceeding. In its Order of November 19th, the Commission granted Intervenors' request in part and invited the parties to submit comments of "no more than fifteen pages" limited to "the correctness of the Board's application of the criteria in [CLI-84-8] to Phases III and IV of low power operation." Notwithstanding the strictures placed upon the submittal by the Commission, the County and State filed a document thirty pages in length addressing additional issues not called for by the Commission. Appended to Intervenors' comments were motions requesting leave to exceed the page limit and to reconsider the Commission's denial of the request for oral argument.


The Staff takes no position on the question of an oral argument; if the Commission believes oral argument would be helpful to the Commissioners in reaching a decision, the Staff has no objection to such an argument. In response to the County's and State's request for a page extension, the Staff believes no extension was necessary to respond adequately to the issue called for by the Commission in its November 19th Order. The Staff suggests the Commission limit its consideration of Intervenors' filing to that portion of the filing that is limited to the correctness of the Licensing Board's application of the "as safe as" and "exigent circumstances" criteria. If the Commission does wish to consider some of the extraneous issues raised by

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Intervenors, the Staff respectfully requests an opportunity to respond to those issues.

Respectfully submitted,

*Robert G. Perlis* 

Robert G. Perlis  
Counsel for NRC Staff

cc: Eleanor L. Frucci, Esq.  
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