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DOCKETED USNRC (2) 3 All :51 July 2, 1996

NUCLEAR REGULATORY COMMISSION BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	
General Public Utility Nuclear Corporation) Docket 50-219 OLA) Tech.Spec. 5.3.1.B
Oyster Creek Nuclear Generating Station	Movement of Heavy Loads Over Irradiated Fuel

MOTION FOR LEAVE TO REPLY

Pursuant to 10 CFR 2.730 petitioners Nuclear Information and Resource Service, Oyster Creek Nuclear Watch, and Citizens Awareness Network respectfully make a motion for leave to reply to General Public Utility Nuclear Response (June 21, 1996) and NRC Staff Response (June 26, 1996) In Opposition To Request For Hearing and Petition To Intervene of Nuclear Information and Resource Service, Oyster Creek Nuclear Watch, and Citizens Awareness Network.

The petitioners argue that their petition to intervene dated June 6, 1996 cannot be expected to anticipate the arguments and objections by the licensee and the staff. Therefore, the petitioners should have an opportunity to respond to all arguments calling for the dismissal of the petitioners. Houston Lighting and Power Co. (Allens Creek Nuclear Generating Station), ALAB-565, 10 NRC 521, 525 (1979).

The NRC and GPUN have misinterpreted the petitioners' position as stated in the June 6, 1996 filing. Consequently, the NRC and GPUN have expressed opposition to the petitioners gaining standing in a matter deemed serious and worthy of a hearing.

Therefore, the petitioners respectfully request an opportunity to prepare a timely reply to the objections raised by GPUN and NRC staff. Because of the upcoming July 4th holiday, the petitioners can be prepared to submit a reply by July 12, 1996.

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Dated July 2, 1996

July 2, 1996 SNRC

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

DOCKETING & SERVICE BRANCH

In the Matter of

General Public Utility Nuclear Corporation

Tech.Spec. 5.3.1.B

Movement of Heavy Loads Over

Oyster Creek Nuclear Generating Station

Irradiated Fuel

CERTIFICATE OF SERVICE

I hereby certify that copies of "Motion For Leave To Reply" for Nuclear Information and Resource Service, Oyster Creek Nuclear Watch and Citizens Awareness Network have been served by Facsimile Transmission and/or by U.S. Mail, first class on this date July 2, 1996:

G. Paul Bollwerk, III, Chair*
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Office of the Secretary (3)*
U.S. Nuclear Regulatory Commission
Washington, DC 20555
Attention: Docketing and Service Branch

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Administrative Judge
Atomic Safety and Licensing Board
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Dr. Charles N. Kelber*
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Dated July 2, 1996

^{*}Certification of Service by Facsimile Transmission and U.S. Postal Service, First Class.