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RELATED CORRESPONDENCE



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

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Michael S. Miller
Kirkpatrick & Lockhart
1800 M Street, N.W.
South Lobby - 9th Floor
Washington, DC 20036-5891

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322-OL-3 (Emergency Planning)

Dear Mr. Miller:

The Staff has reviewed the County's March 3, 1988 interrogatories to, and document requests for, the NRC Staff and FEMA regarding the legal authority/realism contentions (Contentions 1-2, 4-8, and 10). Discovery upon the NRC Staff requires that you comply with the requirements of 10 C.F.R. §§ 2.720(h)(2)(ii) and 2.744. In its Memorandum and Order dated March 4, 1988, the Licensing Board considered an attempt to obtain discovery from the Staff. The Board there urged the Staff to provide information to the intervenors where such information was readily available. In keeping with the spirit of the Board's Order, I am informing you that the Staff does not now contemplate calling witnesses for the remand hearing on realism. If our views change, I will promptly inform you. This answers your Interrogatories 1-8 and the document requests therein.

Although you did not proceed according to 10 C.F.R. §§ 2.720(h)(2)(ii) and 2.744, or attempt to meet the conditions set out in those regulations for discovery from the Staff, I believe this letter is responsive to your request.

Sincerely,

Mitzi A. Young
Mitzi A. Young
Counsel for NRC Staff

cc: Service List

8804050037 880330
PDR ADOCK 05000322
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