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USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'88 FEB -1 P3:55

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of)	Docket Nos. 50-443 OL-1
)	50-444 OL-1
PUBLIC SERVICE COMPANY OF)	Onsite Emergency Planning
)	and Safety Issues
(Seabrook Station, Units 1 and 2))	

NRC STAFF RESPONSE TO CONTENTION OF
ATTORNEY GENERAL JAMES M. SHANNON ON NOTIFICATION
SYSTEM FOR MASSACHUSETTS AND MOTION TO ADMIT
LATE-FILED CONTENTION AND REOPEN THE RECORD

Gregory Alan Berry
Counsel for NRC Staff

January 28, 1988

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of)	
)	Docket Nos. 50-443 OL-01
PUBLIC SERVICE COMPANY OF)	50-444 OL-01
NEW HAMPSHIRE, <u>et al.</u>)	On-site Emergency Planning
)	and Safety Issues
(Seabrook Station, Units 1 and 2))	

NRC STAFF REQUEST FOR
LEAVE TO FILE OUT OF TIME

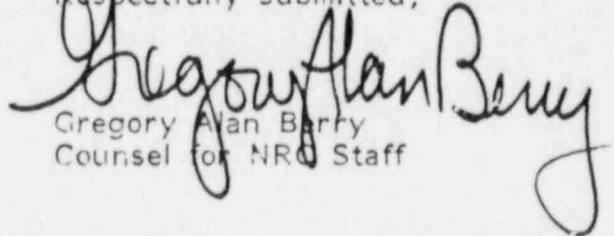
The NRC Staff requests that leave be granted to file the attached "NRC Staff Response To Contention Of Attorney General James M. Shannon On Notification System For Massachusetts And Motion To Admit Late-Filed Contention And Reopen The Record" one day out of time.

There is good cause for the Staff's request. The Attorney General's motion to reopen the record indicates that it was served upon the Staff by first class mail on January 7, 1988. The Staff did not receive that filing until almost two weeks later, on January 19, 1988. Consequently, the Staff has prepared and filed its response within ten days of receipt of the motion, five days less than the amount of time to which it is entitled under the Commission's Rules of Practice. The Staff's ability to file its response on January 27, 1988, was also hampered by the unexpected snowstorm which occurred on January 25, 1988, and resulted in a shutdown of the Government.

The Staff regrets that it did not make a timely request for an extension of time to file the attached response. The Staff did not make this request because it miscalculated when the pleading was due, and

believed it was due today. For these reasons, the Staff requests that this request for leave to file the attached response one day out of time be granted. The undersigned is authorized to represent that neither the Attorney General nor Applicants object to this request.

Respectfully submitted,


Gregory Alan Barry
Counsel for NRC Staff

Dated at Bethesda, Maryland
this 28th day of January 1988