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'88 MAY 18 P4:58

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	Docket No. 50-271-OLA-2
VERMONT YANKEE NUCLEAR)	(Testing Requirements for
POWER CORPORATION)	ECCS and SLC Systems)
)	
(Vermont Yankee Nuclear Power)	
Station))	May 6, 1988

NRC STAFF MOTION FOR FURTHER EXTENSION OF TIME IN WHICH TO RESPOND TO STATE OF VERMONT AND COMMONWEALTH OF MASSACHUSETT'S PETITIONS TO INTERVENE

I. INTRODUCTION

On January 26, 1988, the Nuclear Regulatory Commission published in the Federal Register a notice of opportunity for prior hearing on a proposed amendment to revise the Technical Specifications in the Vermont Yankee Nuclear Power Station's license relating to the testing of the remaining train(s) of the Emergency Core Cooling (ECCS) and Standby Liquid Control (SLC) systems whenever one train has a component out of service. 53 Fed. Reg. 2114.

On February 25, 1988, the State of Vermont filed a "Petition of the State of Vermont for Leave to Intervene." Also on February 25, 1988, the Commonwealth of Massachusetts filed a "Request for a Hearing and Petition to Intervene with Respect to Vermont Yankee's Request to Eliminate Certain ECCs and SLCs Testing Requirements."

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II. THE MOTION

The NRC staff has been pursuing a settlement agreement with the petitioners in the hope of resolving their concerns without the need for a hearing.

On March 15, 1988, the Staff sought and was granted a one-week extension of time until March 23, 1988, in which to file its response to intervention petitions. Memorandum and Order (Extension of Time/Miscellaneous Rulings), March 17, 1988. On March 22, 1988, the Staff filed a motion for a further extension until April 6, 1988, which was granted on March 23, 1988. On April 6, 1988, the Staff filed a motion for further extension until May 6, 1988, which was granted by the Licensing Board on April 11, 1988.

The parties have continued to make substantial progress toward resolving this matter. The Director of Nuclear Reactor Regulation, Dr. Thomas E. Murley, met with Vermont's Governor, the Honorable Madeleine Kunin, on May 3, 1988, to discuss Vermont's concerns.

Wherefore, the Staff moves the Licensing Board to further extend the time for the filing of the Staff's response to the petition of the State of Vermont and the Commonwealth of Massachusetts by fourteen days from May 6 until May 20, 1988. ^{1/}

^{1/} The Staff has filed a similar motion for further extension of time in another proceeding before another licensing board. That proceeding on OLA-3 concerns logic system functional testing.

Staff counsel telephoned Judge Bright on May 5, 1988, to indicate that the Staff would be filing the instant motion. Judge Bright indicated that the motion would be granted.

Counsel for the State and the Licensee have indicated to Staff counsel that they do not object to the granting of this motion. Staff counsel has not been able to reach counsel for the Commonwealth by telephone.

Respectfully submitted,

Ann P. Hodgdon
Ann P. Hodgdon
Counsel for NRC Staff *BHV.*

Dated at Rockville, Maryland
this 6th day of May, 1988

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION ~~66~~ MAY 18 P5:00

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD
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)	Docket No. 50-271-OLA-2
VERMONT YANKEE NUCLEAR)	(Testing Requirements for
POWER CORPORATION)	ECCS and SLC Systems)
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CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF MOTION FOR FURTHER EXTENSION OF TIME IN WHICH TO RESPOND TO STATE OF VERMONT AND COMMONWEALTH OF MASSACHUSETT'S PETITIONS TO INTERVENE" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, or as indicated by an asterisk through deposit in the Nuclear Regulatory Commission's internal mail system, this 6th day of May, 1988:

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Washington, D.C. 20555*

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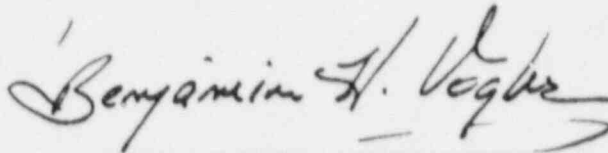
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Docketing and Service Section
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Adjudicatory File
Atomic Safety and Licensing Board
Panel Docket
U.S. Nuclear Regulatory Commission
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