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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF STATE TARY DUCKETING & SERVES

before the

ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

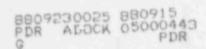
PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE, et al.

(Seabrook Station, Units 1 and 2)

Docket Nos. 50-443-OL-1 50-444-OL-1 On-site Emergency Planning and Safety Issues

APPLICANTS' MOTION TO WITHDRAW
"APPLICANTS' MOTION FOR SANCTIONS
AGAINST THE MASSACHUSETTS ATTORNEY GENERAL
FOR FAILURE TO COMPLY WITH THE BOARD'S DISCOVERY ORDER"

On September 8, 1988, Applicants filed their "Motion for Sanctions Against the Massachusetts Attorney General For Failure to Comply with the Board's Discovery Order" (the "Motion"). In the Motion, Applicants asserted that the additional responses to five interrogatories filed by the Attorney General for the Commonwealth of Massachusetts ("Massachusetts ("Massachus



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On September 9, 1988, Mass AG filed further additional responses to three of the five interrogatories in question. Based upon those further additional responses, Applicants informed the Board during a telephone conference call on September 12, 1988 that Applicants withdrew that portion of the Motion which concerned those interrogatories, i.e. the portion that asked for the dismissal of Bases A.3 and A.5 of Mass AG's Amended Contention on Notification System. See Letter of Jeffrey P. Trout to the Atomic Safety and Licensing Board at 1 (September 15, 1988), attached hereto as Attachment A.

In that same conference call, Mass AG and Applicants argued the merits of the remaining portion of the Motion, and the Board ordered Mass AG to "provide the information requested". Id. at 2.

On September 13, 1988, Mass AG filed "Massachusetts
Attorney General's Further Response to Interrogatories 6 and
7" (the "Response"). In the Response, Mass AG now states
that his official no longer remembers the conversation which
the Board ordered him to describe. Applicants perforce
accept this representation.

Accordingly, since Applicants believe that Mass AG is now in compliance with the Order with regards to three of the interrogatories, and since there apparently is no more information to be gained by further pursuing the other two

interrogatories, Applicants hereby respectfully request the Board's permission to withdraw the Motion, in its entirety. Applicants regret that so much of the Board's and the parties time has had to be spent to reach this final resolution of discovery in this matter.

Respectfully submitted,

Thomas G. Dignan, Jr.
Kathryn A. Selleck
Jeffrey P. Trout
Jay Bradford Smith
Ropes & Gray
225 Franklin Street
Boston, MA 02110
(617) 423-6100

Counsel for Applicants