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USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'86 NOV 21 P4:47

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

OFFICE OF SECRETARY
OF ENERGY
BRANCH

In the Matter of)

KERR-McGEE CHEMICAL CORPORATION)

(Kress Creek Decontamination))

) Docket No. 40-2061-SC
) ASLEP No. 84-502-01-SC
)
)
)

MOTION TO REQUIRE AN EXPEDITED RESPONSE BY THE PARTIES

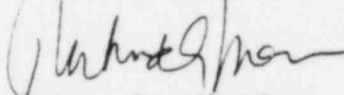
Kerr-McGee Chemical Corporation ("Kerr-McGee")
hereby moves that the Appeal Board require the parties to file
any response to Kerr-McGee's Motion for Reconsideration or for
Referral to the Commission on or before November 26, 1986.

On October 16, 1986, Kerr-McGee filed a Motion for
an Expedited Decision with the Appeal Board in the
above-captioned proceeding. The Staff, although not opposing
Kerr-McGee's motion, filed its response on October 31 -- the
very last day for response allowed by the NRC rules. 10 CFR
2.730(c). The State chose not to respond. The Board
subsequently denied Kerr-McGee's motion and Kerr-McGee has
today filed a motion seeking reconsideration or referral to
the Commission.

In light of the Staff's acquiescence in Kerr-McGee's
underlying motion and the State's failure to respond to that
motion, neither party will be prejudiced by a shortening of
the response period. As explained in Kerr-McGee's Motion for

Reconsideration or Referral to the Commission, however,
Kerr-McGee is prejudiced by delay.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Peter J. Nickles", written over the typed name.

Peter J. Nickles
Richard A. Meserve

Counsel for Kerr-McGee
Chemical Corporation

November 21, 1986

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DOCKETING & SERVICE
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In the Matter of)

KERR-McGEE CHEMICAL CORPORATION)

(Kress Creek Decontamination))

Docket No. 40-2061-SC
ASLBP No. 84-502-01-SC

CERTIFICATE OF SERVICE

I hereby certify that copies of the Motion for
Reconsideration or Referral to the Commission and the Motion
to Require an Expedited Response by the Parties have been
served by hand (or by express mail, as indicated by an
asterisk), on this 21st day of November, 1986, as follows:

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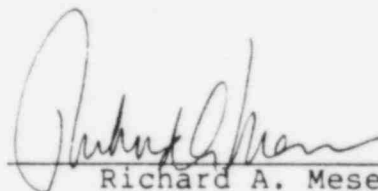
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