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DOCKET NUMBER
PROD. & UTIL. FAC.

50-443/444-OL*

GRANTED

For the Appeal Board

Barbara A. Tompkins 3-20-8
DOCKETED

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'89 MAR 20 P4:11

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of)
PUBLIC SERVICE COMPANY OF)
NEW HAMPSHIRE, et al.)
(Seabrook Station, Units 1 and 2))

SERVED MAR 21 1989
Docket Nos. 50-443 OL-01
50-444 OL-01
On-site Emergency Planning
and Safety Issues

* RE-SERVED MAR 22 1989

NRC STAFF MOTION FOR LEAVE TO FILE OUT OF TIME

On February 27, 1988, Elizabeth Dolly Weinhold filed a appeal of the Licensing Board's decision in Public Service Company of New Hampshire (Seabrook Station, Units 1 and 2), LBP-89-03, 29 NRC ____ (January 30, 1989). That decision denied her petition to admit certain late-filed contentions in its entirety. LBP-89-03, slip op. at 19. Pursuant to 10 C.F.R. § 2.714a(a), the Staff's response to Ms. Weinhold's appeal was due on March 14, 1989. The Staff wrongly considered the time allowed by 10 C.F.R. § 2.730(c) in computing its response date as March 20, 1989. The Staff regrets this failure and requests leave to file the accompanying "NRC Staff Response In Opposition To Ms. Dolly Weinhold's Appeal Of LBP-89-03," out of time. The undersigned attempted to obtain Ms. Weinhold's consent to this request but she was unavailble.

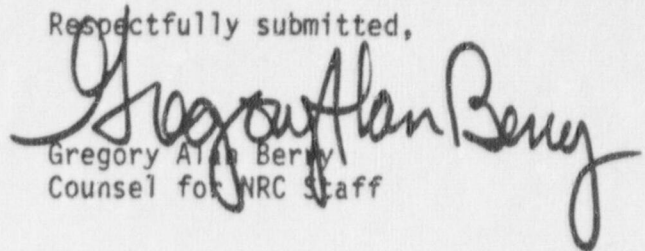
To minimize any inconvenience to the parties and Appeal Board, this filing is being sent via express mail to Ms. Weinhold and counsel for applicants.

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PDR ADOCK 05000443
PDR

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Accordingly, for the reasons stated, the Appeal Board should grant the Staff's request for leave to file its response to Ms. Weinhold's appeal of LBP-89-03 three day out of time.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gregory Alan Berry". The signature is written in dark ink and is positioned above the typed name and title.

Gregory Alan Berry
Counsel for WRC Staff

Dated at Rockville, Maryland
this 17th day of March 1989

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

PUBLIC SERVICE COMPANY OF NEW
HAMPSHIRE, ET AL.
(Seabrook Station, Units 1 and 2)

Docket No. (s) 50-443/444-OL-1

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing AB GRANTED MOTION FOR LEAVE... have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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Docket No. (s) 50-443/444-OL-1
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Dated at Rockville, Md. this
21 day of March 1989

Patty Henderson

Office of the Secretary of the Commission

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

PUBLIC SERVICE COMPANY OF NEW
HAMPSHIRE, ET AL.
(Seabrook Station, Units 1 and 2)

Docket No. (s) 50-443/444-0L

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing AB GRANTED STAFF MOTION 3/20 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

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Dated at Rockville, Md. this
22 day of March 1989

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