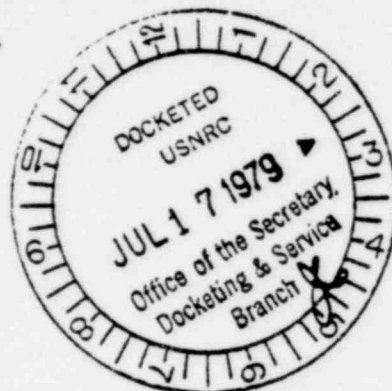




UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

July 16, 1979

NRC PUBLIC DOCUMENT ROOM



Ms. Jean Deluljak
381 East 272
Euclid, Ohio 44132

Re: Toledo Edison Company and Cleveland Electric
Illuminating Company (Davis-Besse Nuclear
Power Station, Unit No. 1) Docket No. 50-346

Dear Ms. Deluljak:

An Atomic Safety and Licensing Board has been designated to conduct any hearing which may be required with respect to the request for a hearing by Ohio State Senator Tim McCormack. I will serve as chairman of the Board. A copy of your letter dated June 18, 1979 to Commission Chairman Hendrie and a copy of the letter dated July 6, 1979 from Mr. Denwood F. Ross, Jr. to you, have been made available to the Board.

Enclosed is a copy of the Commission's Order dated July 5, 1979 which authorizes the Davis-Besse proceeding. Also enclosed is a copy of the Commission's rules concerning intervention in NRC proceedings.

It is not clear whether this Board has jurisdiction to consider your request, but we want you to have an opportunity to submit further information so that appropriate consideration may be given. Accordingly, I would appreciate your answers to the following questions:

1. In light of the information in Mr. Ross' letter to you, and the Commission's Order of July 5, are you still interested in the matter?
2. If so, would you want to participate in any hearing on the matter?
3. If you wish to participate in a hearing held pursuant to the Commission's Order, please state how your interests may be affected by the results of the proceeding.

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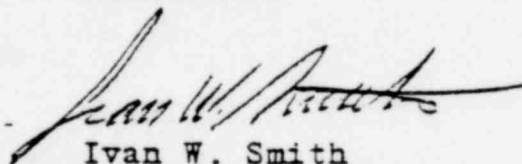
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July 16, 1979

4. If a hearing is conducted, describe the specific aspects of the subject matter of the proceeding as to which you would wish to intervene.
5. The Commission's earlier Order, dated May 16, 1979 (enclosed in Mr. Ross' letter to you) and published in the Federal Register on May 22, at 44 Federal Register, 29768, provided that any person whose interest may be affected by the Order may request a hearing within twenty days of the date of the Order. Was your request made pursuant to the Commission's Order of May 16, 1979? If so, please explain why it was not made within 20 days of May 16, 1979. The enclosed intervention rule explains the considerations to be given to late-filed requests for hearings.

Please answer this letter on or before July 31, 1979. We would also appreciate having your telephone number.

Sincerely,



Ivan W. Smith
Board Chairman

Enclosures:
As stated

cc: w/o enclosures
Docketing & Service Section
(for service)

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