

IN THE  
UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

*Chamney, Kipfer, et al*  
~~YORK COMMITTEE FOR A SAFE ENVIRONMENT~~ )  
~~AND CITIZENS FOR A SAFE ENVIRONMENT,~~ )  
Petitioners, )  
v. )  
UNITED STATES NUCLEAR REGULATORY )  
COMMISSION, METROPOLITAN EDISON COMPANY, )  
PENNSYLVANIA ELECTRIC COMPANY, AND )  
JERSEY CENTRAL POWER AND LIGHT COMPANY, )  
Respondent. )



Docket No. 78-1160

PETITION TO REVIEW

Petitioners York Committee for a Safe Environment and Citizens for a Safe Environment ("Petitioners") seek an emergency stay of an order of the United States Nuclear Regulatory Commission ("Commission") which granted an operating license to the Three Mile Island Nuclear Generating Station, Unit 2 ("TMI-2"). Petitioners are unable to attach a copy of the agency order which this petition urges must immediately be stayed, nullified, and voided, because the Commission

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has illegally withheld this order from Petitioners in order to deprive them of their day in court prior to the occurrence of irreparable injury.

The extraordinary immediate injunctive relief requested is necessitated by the delay caused by the Commission's illegal withholding from Petitioners of knowledge of its decision to issue an operating license to TMI-2. For the past three and one-half years, Petitioners have been full and participating parties to a proceeding by the Commission held to determine whether to grant an operating license to TMI-2.

Unless this Court acts immediately to grant the emergency injunctive relief requested, substantial and continuing irreparable injury to Petitioners, their descendants, and members of the public will occur. A delay of a single day or even a single hour in the granting of such emergency injunctive relief by this Court could cause irreparable injury, due to the late date at which Petitioners discovered through a third party that the operating license had been granted.

Petitioners also seek more permanent injunctive relief to stay, nullify, and void the TMI-2 operating license until completion of judicial review of the legality of the issuance of the license.

Venue over this case is in the United States Court of Appeals for the District of Columbia Circuit pursuant to 28 USC Section 2343.

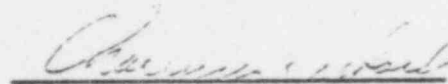
Petitioners have standing to maintain this Petition to Review.

The decision of the Commission to grant an operating license to TMI-2 is a final order of the Commission.

A brief in support of the immediate emergency and more permanent injunctive remedies requested accompanies this Petition to Review. This brief and this petition are being hand delivered to the Clerk of this

Court to expedite review of Petitioners' request and the issuance of the extraordinary relief requested.

Respectfully submitted,



Chauncey Kepford

433 Orlando Avenue  
State College, Pa. 16801  
(814) 237-3900

Representative of Petitioners  
York Committee for a Safe  
Environment and Citizens  
for a Safe Environment

Dated this 27 day of February, 1978.

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 JERSEY CENTRAL POWER AND LIGHT COMPANY,  
 Respondents.

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NOTICE OF APPEARANCE

Please enter an appearance for me in this action as representative  
 for York Committee for a Safe Environment of York, Pennsylvania, and  
 Citizens for a Safe Environment of Harrisburg, Pennsylvania.

*Chauncey Kepford*  
 \_\_\_\_\_  
 Chauncey Kepford

Representative for Petitioners  
 York Committee for a Safe  
 Environment and Citizens  
 for a Safe Environment

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CERTIFICATE OF SERVICE

NET NUMBER

NO. & UTIL. EAC 50-320

I hereby certify that copies of a Petition to Review an Order of the United States Nuclear Regulatory Commission and Brief Requesting Immediate Emergency Injunctive Relief to be Followed by a More Permanent Interlocutory Injunctive Relief, dated February 27, 1978, with Attachments and Appendix, have been submitted to the Clerk of the United States Court of Appeals for the District of Columbia Circuit and have been served by Petitioners by hand delivery to the offices of the following this 27 day of February, 1978.

Henry J. McGurren  
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Washington, D.C. 20555

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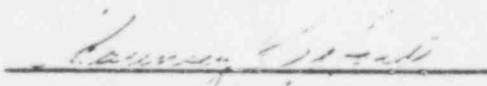
I hereby further certify that copies of a Petition to Review an Order of the United States Nuclear Regulatory Commission and Brief Requesting Immediate Emergency Injunctive Relief to the Following by a More Permanent Interlocutory Injunctive Relief, dated February 27, 1978, with Attachments and Appendix, have been served on the following by deposit in the United States Mail, First Class, postage paid, this 27 day of February, 1978.

J. Griffin Bell  
Attorney-General of the United States  
United States Department of ~~Commerce~~ Justice  
Washington, D.C. 20530

Docketing and Service Section  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

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