

NRC PUBLIC DOCUMENT ROOM
In the Matter of

HOUSTON LIGHTING & POWER COMPANY
(Allens Creek Nuclear Generating Station)

Docket No. 50-466

95005027

RESPONSE TO APPLICANT'S
MOTION FOR SUPPLEMENTARY NOTICE



On May 9, the Applicant has filed a motion for a supplementary notice of intervention procedures. My feelings on this is mixed, for while the motion is a commendable attempt by the Applicant to insure full public participation in the Allens Creek hearings, two conditions attached to the motion seem to unfairly limit the scope of potential and acknowledged interventions, which isn't good practice for establishing a good public record.

First, the Applicant proposes any person responding to the supplementary notice must file an affidavit stating she didn't petition for leave to intervene because of the restrictions limiting contentions to new evidence or changes in the plant. I strongly question the logic of this procedure, for it seems to be aimed at limiting intervention, rather than encouraging it in order to establish a good public record. How many people will be willing to try to intervene if it appears to them they will be bogged down in legal documents? I also question the idea potential intervenors must prove they were intimidated by the Board's prior conditions. The Board was the one that issued restrictions that unduely limited interventions. Any burden of proof should be on the Board.

Second, the Applicant proposes that any potential intervenors be given until some unspecified date in June to file


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contentions. This is unfair to me and the other intervenors. We should have this extra time too, since again it is by no fault of the intervenors that a new notice of intervention should be issued. The Applicant may argue this would take up too much time, but if we must wait for potential intervenors to file contentions sometime in June, this will postpone the prehearing conference anyway. No time will be lost.

I ask the Board to enact the Applicant's motion with these two amendments.

An American Citizen,


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