

NRC PUBLIC DOCUMENT ROOM

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
HOUSTON LIGHTING & POWER COMPANY)
)
(Allens Creek Nuclear Generating)
 Station, Unit 1))

Docket No. 50-466



ORDER

On January 30, 1979, the then petitioner for leave to intervene, Ms. Kathryn Hooker, filed a Petition for Suspension Of Proceedings. Therein, Ms. Hooker requested that the instant proceedings be suspended in that on January 19, 1979, the Commission "withdrew its endorsement of the Reactor Safety Study (WASH-1400)" (also known as the Rasmussen Report), and thus the Commission must determine to what extent the Allens Creek safety and environmental studies and the Partial Initial Decision "are fatally based on the rejected study". In a Response filed on February 9, 1979, Applicant opposed said Petition.

In the past, we have entertained and ruled upon various motions and other filings of the then petitioners for leave to intervene without reaching and deciding whether these petitioners had standing to file such submissions. However, on February 9,

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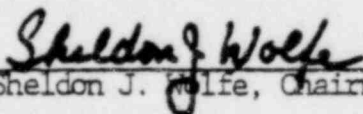
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1979, in our Order Ruling Upon Intervention Petitions, we determined that Ms. Hooker should not be admitted as a party. Accordingly, we do not entertain this Petition by a non-party and it is herewith denied.

It should be noted that, in our Order Ruling Upon Intervention Petitions, we rejected Texas PIRG's Additional Contention 5, the thrust of which was similar to Ms. Hooker's Petition. Therein, however, we did pose the following questions to be addressed by the Staff in the forthcoming hearing: (1) Did the Staff use WASH-1400 in arriving at its conclusions regarding environmental risks, as stated in S.7 of the Supplement to the Final Environmental Statement?, (2) If so, do these conclusions need to be modified as to the result of recent criticisms (Lewis Report) of WASH-1400 and the NRC's recent policy statement regarding same?

IT IS SO ORDERED.

FOR THE ATOMIC SAFETY AND
LICENSING BOARD


Sheldon J. Wolfe, Chairman

Dated at Bethesda, Maryland
this 16th day of February 1979.