

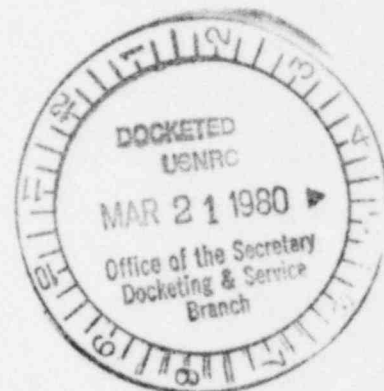
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March 21, 1980

BY MESSENGER

Leonard Bickwit,
General Counsel
U.S. Nuclear Regulatory Commission
1717 H Street, N.W.
Washington, D.C. 20555



Re: In re Westinghouse Electric Corp. (Exports to
the Philippines): Docket No. IT0-0495;
Application No. XR-120; Application No. XCOM-0013

Dear Mr. Bickwit:

I am writing as counsel for two organizations which have petitioned to intervene--Center for Development Policy and Movement for a Free Philippines ("Petitioners")--to determine if we can reach understandings to assure that judicial review of the Commission's actions in the hotly contested Philippine export matter will take place in as orderly a fashion as possible.

Petitioners' primary concern is that the Commission might issue an opinion authorizing the proposed Philippine exports and simultaneously issue export licenses which could result in applicant Westinghouse Electric Corp.'s prompt shipment of the reactor, component parts and/or fuel to the Philippines. This risk would almost certainly provoke a race to court with opponents of the exports seeking injunctive relief on the basis of hastily drawn documents. To avoid such a situation, I suggest that the Commission delay issuing any export license in these matters for seven working days after public issuance of its opinion(s).

This arrangement will afford all parties an opportunity to study carefully the Commission's opinion(s) and actions and proceed to take whatever judicial action seems warranted. I should note that my clients' preliminary decision is to seek judicial review of any Commission action authorizing any of the proposed Philippine exports.

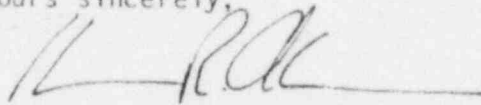
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Leonard Bickwit, Esq.
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I request your agreement to the above proposal as soon as possible--preferably within one week--rather than leaving Petitioners and other concerned parties in limbo on this vital question until the day the Commission actually acts and makes public its decision. With this assurance, the risks of unnecessary or unnecessarily hasty litigation and requests for preliminary judicial relief can be minimized.

Looking forward to your prompt reply, I am

Yours sincerely,

A handwritten signature in black ink, appearing to read 'T. Asher', with a long horizontal line extending to the right.

Thomas R. Asher

TRA/lb

cc: All Commissioners
Samuel Chilk
Ronald J. Bettauer, Esq.
Barton Z. Cowan, Esq.
Lindsay Mattison