

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

COMMISSIONERS:

John F. Ahearne, Chairman  
Victor Gilinsky  
Richard T. Kennedy  
Joseph M. Hendrie  
Peter A. Bradford



In the Matter of  
HOUSTON LIGHTING AND POWER CO.  
(Allens Creek Nuclear Generating  
Station, Unit 1)

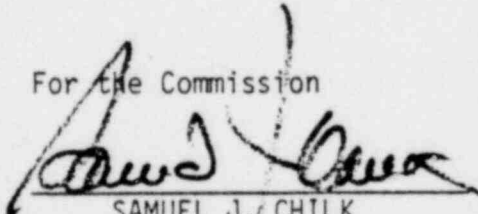
Docket No. 50-466

ORDER

The Commission has elected not to review ALAB-590 on its own initiative. The Commission's determination not to review the Atomic Safety and Licensing Appeal Board decision does not constitute a departure from the standard for determining whether a prospective intervenor has set forth an acceptable contention as articulated in Mississippi Power and Light Co. (Grand Gulf Nuclear Station, Units 1 and 2), ALAB-130, 6 AEC 423 (1973). Chairman Ahearne dissents and would summarily reverse ALAB-590.

It is so ORDERED.\*

For the Commission

  
SAMUEL J. CHILK  
Secretary of the Commission

Dated at Washington, D.C.  
this 20th day of June, 1980

\*Section 201 of the Energy Reorganization Act, 42 U.S.C. § 584T, provides that action of the Commission shall be determined by a "majority vote of the members present." On June 19, 1980, the Commission met to affirm issuance of this Order (the text of the Order had been previously approved on June 12, 1980 by a vote of 4-1, with Chairman Ahearne dissenting). Commissioners Gilinsky and Bradford were not present, but had previously voted by notation to approve issuance of the Order. Accordingly, the formal vote of the Commission was 3-0 to issue this Order.

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