

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING APPEAL BOARD

Alan S. Rosenthal, Chairman
Michael C. Farrar, Member
Richard S. Salzman, Member

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In the Matter of)
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THE TOLEDO EDISON COMPANY, et al.)
(Davis-Besse Nuclear Power Station,)
Units 1, 2, and 3)	Docket No. 50-346A)
	50-500A)
THE CLEVELAND ELECTRIC ILLUMINATING	50-501A)
COMPANY, et al.	Docket Nos. 50-440A)
(Perry Nuclear Power Plant, Units 1 & 2)	50-441A)
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ORDER

August 25, 1975

The NRC staff and the Department of Justice have filed a "joint request" which, in essence, seeks an extension of briefing time to September 18, 1975. We had previously issued a memorandum indicating that oral argument, if necessary, would be held on Tuesday, September 16, 1975. A grant of the full extension of time requested would require postponement of the argument and, in view of certain scheduling difficulties, would lead to undue delay in reaching a determination concerning the City of Cleveland's right to additional discovery. This, in turn, could delay the commencement

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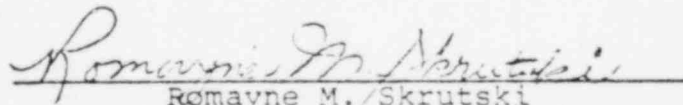
or orderly continuation of the trial on the merits, which is now scheduled to begin on October 30, 1975. Accordingly, it is hereby

ORDERED that all parties' time for filing briefs in response to the City's brief is extended to Friday, September 12, 1975; and it is

FURTHER ORDERED that counsel filing such briefs insure that copies are in the hands of other counsel and this Board no later than the close of business on the filing date; and it is

FURTHER ORDERED that oral argument will be heard by this Board at 1:00 p.m. on Tuesday, September 16, 1975, in the Commission's Public Hearing Room on the 5th floor of the East West Towers Building, 4350 East West Highway, Bethesda, Maryland. Each side will be allotted ninety minutes for its presentation, to be divided among counsel on that side equally unless otherwise agreed.

FOR THE ATOMIC SAFETY AND LICENSING
APPEAL BOARD


Romayne M. Skrutski
Secretary to the
Appeal Board