

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION



Before the Atomic Safety and Licensing Board

11-27

In the Matter of )  
 )  
THE TOLEDO EDISON COMPANY AND )  
THE CLEVELAND ELECTRIC ILLUMINATING )  
COMPANY )  
 )  
(Davis-Besse Nuclear Power Station, )  
Units 1, 2 and 3) )  
 )  
THE CLEVELAND ELECTRIC ILLUMINATING )  
COMPANY, ET AL. )  
 )  
(Perry Nuclear Power Plant, )  
Units 1 and 2) )

Docket Nos. 50-346A  
50-500A  
50-501A

Docket Nos. 50-440A  
50-441A

ORDER DISMISSING MOTION TO DISQUALIFY  
SQUIRE, SANDERS AND DEMPSEY

In its decision of June 11, 1976 (ALAB 332, NRCI 76/6), the Appeal Board held that, upon final disposition by the Special Board of the motion to disqualify Squire, Sanders and Dempsey, the Initial Board's function thereafter is to carry out the ministerial duty of promptly entering an order giving effect to the Special Board's decision.

On November 5, 1976, the Special Board granted the law firm's motion to dismiss the disqualification proceeding. The matter was returned to this Board for an appropriate order.

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Accordingly, the Motion of the City of Cleveland dated November 20, 1975 to disqualify Squire, Sanders and Dempsey and its Washington, D. C. affiliate is dismissed and denied.

IT IS SO ORDERED.

FOR THE ATOMIC SAFETY AND  
LICENSING BOARD

  
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Douglas V. Rigler, Chairman

Dated at Bethesda, Maryland  
this 23rd day of November 1976.