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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING APPEAL BOARD

Alan S. Rosenthal, Chairman  
Richard S. Salzman  
Jerome E. Sharfman



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

January 12, 1978

Any party to this antitrust proceeding may, if it so desires, file a supplemental brief on or before February 13, 1978. Any such supplemental brief shall not exceed thirty pages in length and shall be confined to a discussion of the applicability to this case of Consumers Power Co. (Midland Plant, Units 1 and 2), ALAB-452, 6 NRC (December 30, 1977).

It is so ORDERED.

FOR THE ATOMIC SAFETY AND LICENSING  
APPEAL BOARD

*Margaret E. Du Flo*  
Margaret E. Du Flo  
Secretary to the  
Appeal Board

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

|                                    |   |               |         |
|------------------------------------|---|---------------|---------|
| In the Matter of                   | ) |               |         |
|                                    | ) |               |         |
| THE TOLEDO EDISON COMPANY, ET AL.) | ) | Docket No.(s) | 50-346A |
| CLEVELAND ELECTRIC ILLUMINATING )  | ) |               | 50-440A |
| COMPANY )                          | ) |               | 50-441A |
|                                    | ) |               | 50-500A |
| (Davis-Besse Nuclear Power )       | ) |               | 50-501A |
| Station, Unit No. 1; Perry )       | ) |               |         |
| Nuclear Power Plant, Units 1&2))   | ) |               |         |

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document(s) upon each person designated on the official service list compiled by the Office of the Secretary of the Commission in this proceeding in accordance with the requirements of Section 2.712 of 10 CFR Part 2 - Rules of Practice, of the Nuclear Regulatory Commission's Rules and Regulations.

Dated at Washington, D.C. this  
16<sup>th</sup> day of Jan 1978.

Reggie T. Dawkins  
Office of the Secretary of the Commission

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

|                                 |   |                       |
|---------------------------------|---|-----------------------|
| In the Matter of                | ) |                       |
| TOLEDO EDISON COMPANY, ET AL    | ) |                       |
| (Davis-Besse Unit 1)            | ) | Docket No.(s) 50-346A |
| CLEVELAND ELECTRIC ILLUMINATING | ) |                       |
| COMPANY, ET AL.                 | ) | 50-440A               |
| (Perry Units 1 and 2)           | ) | 50-441A               |
| TOLEDO EDISON COMPANY, ET AL.   | ) |                       |
| (Davis-Besse Units 2 and 3)     | ) | 50-500A               |
|                                 | ) | 50-501A               |

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