

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

TEXAS UTILITIES GENERATING)	NRC Docket Nos. 50-445A
COMPANY, et al.)	50-446A
)	
(Comanche Peak Steam Electric)	
Station, Units 1 and 2))	

STIPULATION

It is hereby stipulated and agreed by and between West Texas Utilities Company, Central Power and Light Company, South Western Electric Power Company, Public Service Company of Oklahoma and Central and South West Corporation (jointly "CSW" and Texas Utilities Generating Company ("Applicant"), as follows:

1. Applicant hereby consents to incorporate into the license for Comanche Peak Steam Electric Station, Units 1 and 2, the conditions set out in the attached document, entitled "Proposed License Conditions for Comanche Peak Steam Electric Station, Units 1 and 2" (hereinafter "these conditions").

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2. CSW is of the opinion, which it will communicate to the Board, that the licensing of Comanche Peak Steam Electric Station, Units 1 and 2, under these conditions will not create or maintain a situation inconsistent with the antitrust laws or the policies thereunder in accordance with the standards set forth in Section 105 of the Atomic Energy Act and will withdraw their request that the NRC conduct a hearing pursuant to Section 105c of the Atomic Energy Act in these dockets.

3. CSW will not seek, or take any position in support of, any modification of these conditions in this hearing (without prejudice to the right of CSW to seek a further hearing before the NRC pursuant to paragraph 3.D.2(1)(a) of these conditions), and Applicant shall not withdraw its consent to incorporation of these conditions into the license for the Comanche Peak Steam Electric Station, Units 1 and 2, notwithstanding the outcome of any further proceedings herein. To the extent that CSW participates further in the proceeding, it will defend these conditions should they be challenged, but this obligation of CSW shall not extend to any issue raised by it in any proceeding initiated by it under paragraph 3.D.2(1)(a) of these conditions.

4. Applicant denies that its past conduct and/or its proposed activities under the license for Comanche Peak Electric Station without these conditions are inconsistent with the antitrust laws in any respect, and

nothing in the Stipulation or in these conditions constitutes any admission or evidence of inconsistency with or violation of any law or regulation, state or federal. Nothing in this Stipulation or in these conditions constitutes any evidence against Applicant or any admission by Applicant as to any issue in this or any other proceeding.

CENTRAL AND SOUTH WEST CORPORATION

By

David Stahl.

TEXAS UTILITIES GENERATING COMPANY

By

[Signature]

Dated: September 12, 1980

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of:

HOUSTON LIGHTING AND POWER CO.,)	Docket Nos. 50-498A
<u>et al.</u>)	50-499A
(South Texas Project, Units)	
1 and 2))	
TEXAS UTILITIES GENERATING)	Docket Nos. 50-445A
COMPANY, <u>et al.</u>)	50-446A
(Comanche Peak Steam Electric)	
Station, Units 1 and 2))	

CERTIFICATE OF SERVICE

I hereby certify that copies of "Settlement Status Report of Texas Utilities Generating Company", "Stipulation" (between TUGCO, Tex-La and Governmental Parties), "Stipulation" (between TUGCO and CSW) and "License Conditions for Comanche Peak Steam Electric Station, Nuclear Units Nos. 1 and 2" in the above captioned matters, were served upon the following persons by deposit in the United States mail, first class postage prepaid this 12th day of September, 1980; arrangements have also been made to provide copies to the Board prior to 9:00 a.m. (and to counsel attending the prehearing conference) on September 15th, 1980.

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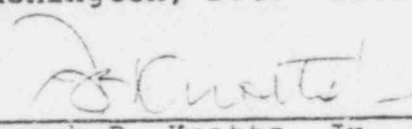
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