

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Docket No. 50-466

8102090 433

taken up and fully considered at the upcoming evidentiary hearings." Motion, p. 2. Mr. Baker thus asks that steps be taken to correct any false impression on the scope of the consideration of Applicant's financial resources in the ongoing construction permit proceedings by a publication of a notice in the newspapers in the area of the proposed facility that the present construction permit proceeding will only consider the Applicant's financial resource to construct that proposed facility.

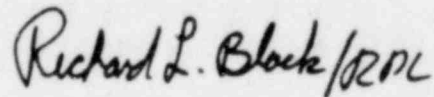
10 C.F.R. §50.33(f) provides in pertinent part:

Information sufficient to demonstrate to the Commission the financial qualifications of the applicant to carry out, in accordance with the regulations in this chapter, the activities for which the permit or license is sought. If the application is for a construction permit, such information shall show that the applicant possesses the funds necessary to cover estimated construction costs and related fuel cycle costs or that the applicant has reasonable assurance of obtaining the necessary funds, or a combination of the two. If the application is for an operating license, such information shall show that the applicant possesses the funds necessary to cover estimated operating costs or that the applicant has reasonable assurance of obtaining the necessary funds, or a combination of the two . . . .

The record is clear in this case to all the participants, including Mr. Baker, that the admitted financial issue is limited to HL&P's ability to finance the construction of the proposed facility. See Order, dated March 10, 1980, p. 46. Moreover, under the present circumstances, the Staff does not believe that it is either necessary or appropriate for the Board to publish the notice requested by Mr. Baker. However, the Staff would

have no objection to the sending of a notice or letter to all parties and those persons who made limited personal appearances during the week of January 12, 1981, for which the NRC has addresses, advising them that the financial issues in this proceeding are limited to questions concerning ability to finance construction of the proposed Allens Creek plant.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Richard L. Black / RLC". The signature is written in a cursive, slightly slanted style.

Richard L. Black  
Counsel for NRC Staff

Dated at Bethesda, Maryland  
this 6th day of February, 1981.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
HOUSTON LIGHTING & POWER COMPANY	)	Docket No. 50-466
	)	
(Allens Creek Nuclear Generating	)	
Station, Unit 1)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF RESPONSE TO INTERVENOR BAKER'S MOTION FOR CORRECTION OF ERRONEOUS STATEMENT BY BOARD MEMBER" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, or, as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system, this 6th day of February, 1981:

Sheldon J. Wolfe, Esq., Chairman \*  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Dr. E. Leonard Cheatum  
Route 3, Box 350A  
Watkinsville, Georgia 30677

Mr. Gustave A. Linenberger \*  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

The Honorable Ron Waters  
State Representative, District 79  
3620 Washington Avenue, No. 362  
Houston, TX 77007

J. Gregory Copeland, Esq.  
Baker & Botts  
One Shell Plaza  
Houston, Texas 77002

Jack Newman, Esq.  
Lowenstein, Reis, Newman & Axelrad  
1025 Connecticut Avenue, N.W.  
Washington, DC 20037

Susan Plettman, Esq.  
David Preister, Esq.  
Texas Attorney General's Office  
P.O. Box 12548  
Capitol Station  
Austin, Texas 78711

Hon. Jerry Sliva, Mayor  
City of Wallis, Texas 77485

Hon. John R. Mikeska  
Austin County Judge  
P.O. Box 310  
Bellville, Texas 77418

Mr. John F. Doherty  
4327 Alconbury Street  
Houston, Texas 77021

Mr. William J. Schuessler  
5810 Darnell  
Houston, Texas 77074

Mr. F. H. Potthoff, III  
1814 Pine Village  
Houston, Texas 77080

D. Marrack  
420 Mulberry Lane  
Bellaire, Texas 77401

Texas Public Interest  
Research Group, Inc.  
c/o James Scott, Jr., Esq.  
13935 Ivymount  
Sugarland, Texas 77478

Brenda A. McCorkle  
6140 Darnell  
Houston, Texas 77014

Mr. Wayne Rentfro  
P.O. Box 1335  
Rosenberg, Texas 77471

Rosemary N. Lemmer  
11423 Oak Spring  
Houston, Texas 77043

Carro Hinderstein  
8739 Link Terrace  
Houston, Texas 77025

Leotis Johnston  
1407 Scenic Ridge  
Houston, Texas 77043

Atomic Safety and Licensing \*  
Appeal Board  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Atomic Safety and Licensing \*  
Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Docketing and Service Section \*  
Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Margaret Bishop  
J. Morgan Bishop  
11418 Oak Spring  
Houston, Texas 77043

U.S. Nuclear Regulatory Commission  
Region IV  
Office of Inspection and Enforcement  
611 Ryan Plaza Drive  
Suite 1000  
Arlington, Texas 76011

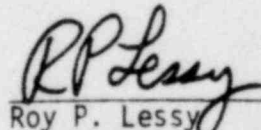
Stephen A. Doggett, Esq.  
Pollan, Nicholson & Doggett  
P.O. Box 592  
Rosenberg, Texas 77471

Bryan L. Baker  
1923 Hawthorne  
Houston, Texas 77098

Robin Griffith  
1034 Sally Ann  
Rosenberg, Texas 77471

Carolina Conn  
1414 Scenic Ridge  
Houston, Texas 77043

Mr. William Perrenod  
4070 Merrick  
Houston, TX 77025



Roy P. Lessy  
Deputy Assistant Chief Hearing  
Counsel