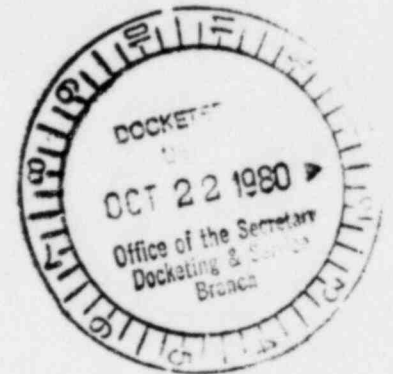




UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING APPEAL PANEL
WASHINGTON, D.C. 20555

October 22, 1980



Steven C. Goldberg, Esquire
Office of the Executive Legal
Director
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555

Re: NORTHERN INDIANA PUBLIC SERVICE
COMPANY
(Bailly Generating Station, Nuclear 1)
Docket No. 50-367 (Construction Permit
Extension)

Dear Mr. Goldberg:

In the course of its consideration of the appeals pending before it in the above-styled proceeding, the Appeal Board has taken note that the notice of opportunity for hearing on the application for a construction permit extension was signed by L.S. Rubenstein, Acting Chief, Light Water Reactors Branch 4, Division of Project Management, NRR. See 44 Fed. Reg. 69061, 69062 (November 30, 1979). The Board assumes that the notice was issued by Mr. Rubenstein under a delegation of authority to him. Would you please confirm the correctness of this assumption in writing at your earliest convenience. The Board would also appreciate being advised as to the source of the delegation to Mr. Rubenstein.

Needless to say, copies of your response should be served upon the other parties to the proceeding.

Sincerely yours,

C. Jean Bishop

C. Jean Bishop
Secretary to the
Appeal Board

cc: Ms. Diane B. Cohn
William H. Eichhorn, Esq.
Dr. George Schultz
Ms. Susan N. Sekuler
Robert J. Vollen, Esq.
Docketing and Service Branch

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