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October 8, 1982

Ms. C. Jean Shoemaker  
Atomic Safety and Licensing Appeal  
Board Panel  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

In the Matter of  
Texas Utilities Generating Company, et al.  
(Comanche Peak Steam Electric  
Station, Units 1 and 2)  
Docket Nos. 50-445, 50-446

Dear Ms. Shoemaker:

Enclosed herewith are the NRC Staff's exceptions to the Atomic Safety and Licensing Board's "Order Denying Reconsideration" (September 30, 1982). The Staff's exceptions are filed pursuant to 10 C.F.R. § 2.762(a), inasmuch as the Licensing Board's order constitutes a final decision and/or falls within the "collateral order" doctrine. In view of the seriousness of the matters raised by this appeal, the Staff will attempt to file its brief in support of the exceptions on an expedited basis.

On Tuesday, October 12, 1982, the Staff will timely file a motion seeking to stay the effectiveness of the Licensing Board's order pending the issuance of a decision on the instant appeal.

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I have informed the parties to this proceeding and the Licensing Board Chairman's secretary of the Staff's intention to seek this appellate review.

Sincerely,

Sherwin E. Turk  
Counsel for NRC Staff

Enclosures: as stated

cc w/encl.: Service List

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