

October 24, 1981

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

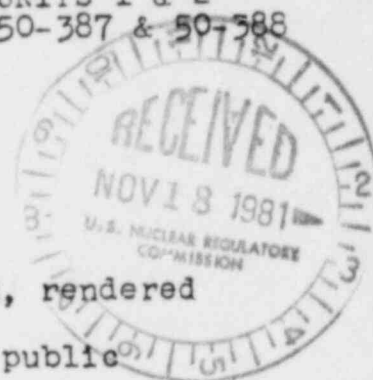
BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

IN THE MATTER OF

PENNSYLVANIA POWER & LIGHT CO.
AND
ALLEGHENY ELECTRIC COOPERATIVE, INC.

BERWICK ATOMIC POWER PLANT
SUSQUEHANNA UNITS 1 & 2
DOCKET NOS. 50-387 & 50-388

CITIZENS AGAINST NUCLEAR DANGERS
APPEAL OF ASLB DECISION
ON CHLORINE PART OF CONTENTION 2



The Citizens appeal the instant decision of the ASLB, rendered verbally on Thursday afternoon, October 15, 1981, at the public hearings held in Wilkes-Barre, Pa., whereby that part of Contention 2 pertaining to Chlorine, and its impacts on the drinking water of Danville, Pa., was removed from consideration on the same day it was scheduled for direct testimony. The ASLB approved the Applicants and/or the NRC's motion for summary disposition on the Chlorine issue.

In addition to being a very unfair and capricious judgement, the Citizens allege that it would appear that ex parte communications, involving the Applicants and the Chairman of the ASLB, played a role in the decision making. Therefore, besides petitioning the Appeal Board, this matter will be brought to the attention of the investigative arm of the U.S. Congress (GAO) as an example of the misuse of administrative power and a violation of the civil rights of citizens to petition government thru the public hearing process.

It would not appear that this appeal, nor the previous appeals on parts of Contention 2, are interlocutory because each section of Contention 2 is one of the few important unresolved environmental

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issues remaining in the case. By dismissing each part of Contention 2 the ASLB has made a final decision. Therefore, the grounds for these appeals. Arguments in support for these appeals will be submitted as soon as the ASLB publishes its written order on the summary dispositions of Contention 2, explaining the reasons for the dismissal actions taken.

Respectfully submitted

Thomas J. Halligan
Correspondent

Dated: October 24, 1981

CERTIFICATE OF SERVICE

I hereby certify that copies of Citizens Against Nuclear Dangers Appeal Of ASLB Decision On Chlorine Part Of Contention 2 have been served on all parties to this proceeding by deposit in the U.S. mail, first class; this 24th day of October, 1981.