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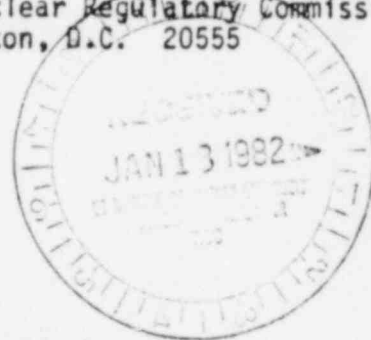
January 15, 1982

Gary L. Milhollin, Esq., Chairman
 Administrative Judge
 Atomic Safety and Licensing Board
 1815 Jefferson Street
 Madison, WI 53711

Dr. Peter A. Morris
 Administrative Judge
 Atomic Safety and Licensing Board
 U.S. Nuclear Regulatory Commission
 Washington, D.C. 20555

Dr. David R. Schink
 Department of Oceanography
 Texas A & M University
 College Station, TX 77840

In the Matter of
 Detroit Edison Company
 (Enrico Fermi Atomic Power Plant, Unit 2)
 Docket No. 50-341



Dear Administrative Judges:

By letter of January 6, 1982 the Applicant requested a ruling on the Staff's uncontroverted motion for summary disposition of Contention 5 filed November 16, 1981, and supported by Applicant's response of December 11, 1981. The Staff supports the Applicant's request in light of the fact that prefiled testimony must be served by the parties on February 8, 1982 and, absent a ruling by the Board, at this time it is uncertain as to whether or not testimony concerning Contention 5 will be required. In view of this uncertainty, the Staff respectfully requests a prompt ruling by the Board on the Staff's motion.

Respectfully submitted,

Colleen P. Woodhead
 Counsel for NRC Staff

cc: Service List

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 SCHINK, D.R. Atomic Safety and Licensing Board Panel
 MORRIS, P.A. Atomic Safety and Licensing Board Panel

SUBJECT: Requests prompt ruling by ASLB on NRC 811116 motion for summary disposition on Contention 5. Supports applicant 820106 ltr requesting ruling on motion. Uncertain whether testimony on Contention 5 will be required.

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