

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Peter B. Bloch, Chairman  
Dr. Jerry R. Kline  
Mr. Frederick J. Shon

DOCKETED  
USNRC

82 JUL 20 10 36

In the Matter of

CLEVELAND ELECTRIC ILLUMINATING  
COMPANY, et al.

Docket Nos. 50-440-0L  
50-441-0L

SERVED JUL 20 1982

(Perry Nuclear Power Plant, Units 1 & 2)

July 19, 1982

MEMORANDUM AND ORDER  
(Concerning Psychological Stress Contention)

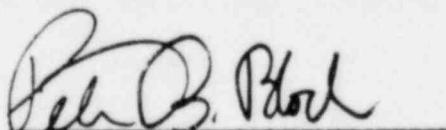
On July 16, 1982, the Nuclear Regulatory Commission issued a statement of policy, "Consideration of Psychological Stress Issues", 7590-01 (mimeo). The policy promulgated by the Commission excludes the consideration of psychological stress issues in our proceeding. We are directed to assure that three elements are present before we consider a psychological stress contention. Id. at 3. One of those elements is that a traumatic event must already have occurred at the site in question. Id. Furthermore, we are told that "the only nuclear plant accident that has occurred to date that is sufficiently serious to trigger consideration of psychological stress under NEPA is the Three Mile Island Unit 2 accident." Id. at 3-4.

Accordingly, Issue #10, admitted by our order of July 12, 1982 (LBP-82-53) at 7-9, must be dismissed. Since this order is issued without benefit of briefs from the parties, we will be receptive to serious legal argument concerning the revision of this order. Motions for reconsideration or clarification must be filed within 20 days of receipt of this order.

ORDERED:

That Issue #10, concerning consideration of psychological stress in the NEPA balance, is dismissed from this proceeding, but that parties may file motions for Reconsideration or Clarification of this Order within 20 days of receipt of this order.

FOR THE  
ATOMIC SAFETY AND LICENSING BOARD



Peter B. Bloch, Chairman  
ADMINISTRATIVE JUDGE

Bethesda, Maryland