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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING APPEAL BOARD  
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Administrative Judges:

Alan S. Rosenthal, Chairman  
Dr. W. Reed Johnson  
Christine N. Kohl

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH  
June 27, 1984

SERVED JUN 28 1984

In the Matter of	)	
	)	
HOUSTON LIGHTING AND POWER	)	Docket Nos. 50-498 OL
COMPANY, <u>ET AL.</u>	)	50-499 OL
	)	
(South Texas Project, Units 1	)	
and 2)	)	
	)	

ORDER

Before us in this operating license proceeding is the appeal of intervenor Citizens Concerned About Nuclear Power (CCANP) from the Licensing Board's March 14, 1984 partial initial decision.<sup>1</sup> In an April 17 order, we extended the time for the filing of the CCANP brief in support of the appeal for a period of 60 days to June 22.<sup>2</sup> In a June 12 order, we enlarged to 90 pages the 70-page limitation prescribed for CCANP's appellate brief by 10 CFR 2.762(e).<sup>3</sup>

<sup>1</sup> LBP-84-13, 19 NRC \_\_\_\_.

<sup>2</sup> This action represented a partial grant of CCANP's request for a 90-day extension.

<sup>3</sup> This action represented a partial grant of CCANP's motion for an enlargement to 145 pages of the 70-page limitation.

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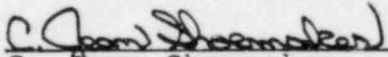
On June 25, three days late, CCANP filed a brief 118 pages in length. Accompanying the brief was a motion asking that, notwithstanding its tardiness and excessive length, the brief be found in substantial compliance with our April 17 and June 12 orders.

Although we might be prepared to overlook the fact that the brief was filed a few days late, CCANP's failure to adhere to the page limitation established in the June 12 order is quite another matter. A brief exceeding by 28 pages that limitation can scarcely be thought even to approach "substantial compliance" with the order.

Accordingly, CCANP's brief is rejected and the copies received by this Board are being returned to its representative. CCANP may file a new brief, not to exceed 90 pages, by July 13, 1984.

It is so ORDERED.

FOR THE APPEAL BOARD

  
C. Jean Shoemaker  
Secretary to the  
Appeal Board