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July 6, 1984

VIA MESSENGER

Marshall E. Miller, Esq., Chairman
Administrative Law Judge
Atomic Safety and Licensing Board
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Richard F. Cole
Administrative Law Judge
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Dr. A. Dixon Callihan
Administrative Law Judge
Union Carbide Corporation
P. O. Box "Y"
Oak Ridge, TN 37830

Re: In the Matter of Commonwealth Edison Company
(Braidwood Nuclear Power Station, Units 1 and 2
Docket Nos. 50-456 and 50-457

Dear Administrative Judges:

We are in receipt of Ms. Whicher's letter of July 2, 1984 requesting that the Braidwood proceedings be held in abeyance. Commonwealth Edison Company opposes this attempt by Intervenor's counsel to delay the prehearing and hearing processes.

Specifically, with regard to the Motion to Establish a Hearing Schedule and the Board's Order requesting a status report, Intervenor should be required to respond in accordance with the rules of practice. Upon receipt of Ms. Whicher's letter, Applicant provided a copy of the Board's Order to her office on July 5, 1984. Intervenor's counsel should not be allowed to delay these proceedings by choosing not to respond to the Board's Order and the Applicant's motion at this time.

Ms. Whicher's explanation that the Braidwood proceedings should be delayed because of her illness and her involvement in the Byron hearings is inadequate to justify delay of the Braidwood

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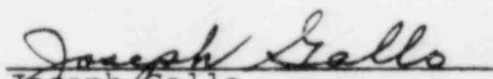
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proceedings. Due to her illness, Ms. Whicher has presently removed herself from participation in the Eyrone case and the same is presumably true for Braidwood. Moreover, Applicant understands that Ms. Whicher will be leaving BPI in September, 1984 in order to take a position with the American Civil Liberties Union. Therefore, her continued participation in Braidwood appears doubtful. Regardless of the activities of Ms. Whicher, Intervenor Rorem's duty is to participate in these proceedings and to respond to the Board's Order and Applicant's motion continues.

Commonwealth Edison Company is entitled to timely consideration of its application for an operating license for the Braidwood units. The availability of the SER and DES and the number and complexity of issues to be litigated dictate that the Braidwood proceedings be actively pursued at this time. Delay in the schedule proposed in Applicant's June 27, 1984 motion could potentially jeopardize the currently proposed fuel load date of August, 1985. Thus, Applicant urges that the Board reject Ms. Whicher's request and that Intervenor Rorem be required to reply to the Board's Order and Applicant's motion as required by the rules of practice.

Respectfully submitted,



Joseph Gallo
One of the Attorneys for
Commonwealth Edison Company

JG:sv