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August 7, 1984

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*NOT ADMITTED IN PA.

Martin G. Malsch, Esquire
Deputy General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

30-352/35304

Dear Mr. Malsch:

This will reply to your letter of July 5, 1984, which arrived while I was on trial.

I believe that all material submitted in my letter of May 23 to Chairman Palladino was served on the appropriate persons. It is possible that not all enclosures were included to all recipients of copies of the letter. Thanks to Mr. Clements, I became aware that the correspondence with the Commissioners is covered by 10 CFR 2.780 even if not directly related to a pending Board proceeding.

I therefore assume that it is equally the obligation of the staff and Philadelphia Electric Company to copy me on all contacts that they have with the NRC concerning the Limerick Generating Station. Please confirm my understanding.

Finally, your comment concerning the enclosures is inconsistent with the practice that we have been following for some time without objection, and I believe with the Commission's approval, i.e., furnishing only the parties directly involved in the water matters with copies of filings related to the water matters. In addition, all parties to this proceeding have been following the practice of not enclosing all enclosures. This includes the applicant. If I am wrong in this, then I believe they are wrong also.

Sincerely,

Robert J. Sugarman
Robert J. Sugarman

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cc: Parties to Limerick proceeding
Atomic Safety and Licensing Board
Atomic Safety and Licensing Appeal Panel
Docketing & Service Branch

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