

[7590-01]

UNITED STATES
NUCLEAR REGULATORY COMMISSION
[Docket No. 50-441]

CLEVELAND ELECTRIC ILLUMINATING COMPANY
(Perry Nuclear Power Plant, Unit 2)

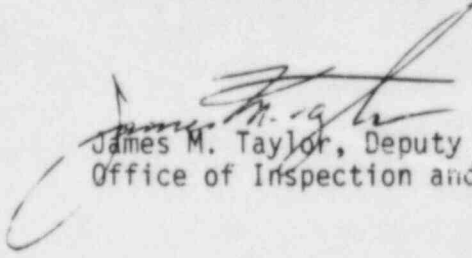
Issuance of Director's Decision Under 10 CFR 2.206 (DD-84²³)

Notice is hereby given that the Deputy Director, Office of Inspection and Enforcement, has denied a petition under 10 CFR 2.206 filed by Susan L. Hiatt, on behalf of Ohio Citizens for Responsible Energy (OCRE). In its petition, OCRE requested that the Director, Office of Inspection and Enforcement, order the Cleveland Electric Illuminating Company (CEI) to show cause why the construction permit for Perry Unit 2 should not be revoked or suspended. The bases for this request are OCRE's assertions that: (1) CEI's apparent abandonment of construction of the facility constitutes grounds for revocation or suspension of the construction permit and (2) CEI's silence to the Commission on the matter of the completion of the facility and its statements to the Regional Administrator that corrective actions will be completed on Unit 2 within the year, in spite of its public statements that no work is being done or money is being expended on the facility, raises the question of whether CEI has made a material false statement which would constitute grounds for revocation of its construction permit.

Upon consideration of the petitioner's request, the staff has determined that no adequate basis exists to suspend or revoke the construction permit. The reasons for the denial of OCRE's petition are fully described in the "Director's Decision Under 10 CFR 2.206" issued on this date, which is available for public inspection in the Commission's Public Document Room located at 1717 H Street, N.W., Washington, D.C. 20555, and in the local public document room for Perry Nuclear Power Plant located at Perry Public Library, 3753 Main Street, Perry, Ohio 44081. A copy of the decision will be filed with the Secretary for the Commission's review in accordance with 10 CFR 2.206(c).

Dated at Bethesda, Maryland this 15th day of November 1984.

FOR THE NUCLEAR REGULATORY COMMISSION


James M. Taylor, Deputy Director
Office of Inspection and Enforcement