

037

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

Before Administrative Judges:

'84 NOV -8 AIO :44

Peter B. Bloch, Chairman
Herbert Grossman, Esq.
Dr. Walter H. Jordan

OFFICE OF SECRETARY
DOCKETING & SERVICES
BRANCH

In the Matter of

TEXAS UTILITIES ELECTRIC COMPANY, et al.

(Comanche Peak Steam Electric Station,
Units 1 and 2)

Docket Nos. 50-445-0L2
50-446-0L2

ASLBP No. 79-430-06A 0L

November 7, 1984

SERVED NOV 8 1984

MEMORANDUM
(Request for Sanctions)

We understand the facts on filing deadlines to be essentially those set by the Staff in its "Response to Case's Motion for Sanctions Due to Repeated Untimely Filings by Applicant," October 31, 1984. Although we do not believe that Applicants' delays are adequately excused by the circumstances, we will not now impose sanctions on the attorneys involved. They should be aware that time deadlines are serious commitments that they are expected to meet and that excuses are to be the rare exception to that general rule.

As a result of Applicants' tardiness, CASE is entitled to recompense. We agree with the Staff that CASE should have a reasonable opportunity to supplement its liner plate allegations. It may do so by November 14, 1984. However, this should not be understood to be a firm deadline. If CASE requires more time, it should request it. CASE has kept its time commitments and we therefore trust its judgment as to whether more time may be required.

8411090256 841107
PDR ADDOCK 05000445
G PDR

DS02

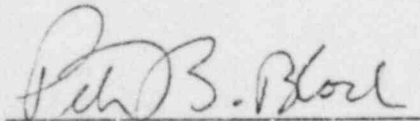
O R D E R

For all the foregoing reasons and based on consideration of the entire record in this matter, it is this 7th day of November 1984

ORDERED:

That CASE may amend its liner plate allegations on or before November 14, 1984.

FOR THE
ATOMIC SAFETY AND LICENSING BOARD


Peter B. Bloch, Chairman
ADMINISTRATIVE JUDGE

Bethesda, Maryland