

March 6, 1981

DOCKET NUMBER 50-440,441
PROD. & UTIL. FAC.

Secretary of the Commission
United States Nuclear Regulatory Commission
Washington, D.C. 20545

Attention: Docketing and Service Section

Sirs:

Having read the notice in the Federal Register (Feb. 1981) Ohio Citizens for Responsible Energy ("OCRE") now files a Petition for Leave to Intervene in the case of Cleveland Electric Illuminating Co. ("CEI"), et al. (Perry Nuclear Power Plants, Units 1 and 2), Docket Nos. 50-440 and 50-441.

OCRE is an organization with approximately thirty-five (35) members living in Ohio, at least five (5) of whom live within thirty miles of the plant. OCRE was formed to safeguard its members and other Ohioans from the hazards of nuclear development and possible irresponsibility on CEI's part.

The group's principal concern (of several) is that CEI may not be financially capable at the present time or in the future of operating this nuclear plant safely, thus increasing the risk to its members and the general public to exposure to harmful radioactive materials which can seriously affect the health and safety of the citizens of Ohio and adjoining states and also seriously affect the quality of the environment. For example, most of OCRE's members have or will want to enjoy Lake Erie's recreational benefits and wish that they be carefully preserved. So, the proposed operating license subjects them to a potential health, safety, and environmental risk. For adequate consideration of this new risk, OCRE should be allowed to intervene to protect its interests.

If the Federal Register notice was interpreted correctly, OCRE believes that it has up until fifteen (15) days prior to the first prehearing conference to file a supplement to this petition which will "include the contentions which are sought to be litigated in the matter." If so, the group then inquires: When will that conference likely be held? OCRE's ongoing research and resulting contentions should be ready by the end of March.

To facilitate the group's research, it would like to receive, if possible, a copy of the final environmental statement in connection with the construction permit.

Respectfully,

Jeff Alexander
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cc: Executive Legal Director, NRC
Gerald Charnoff, Esq.



Acknowledged by card 3-17-81, era

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