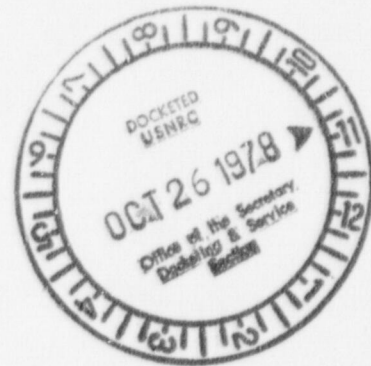


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10/25/78

NRC PUBLIC DOCUMENT ROOM  
UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of	)	
HOUSTON LIGHTING & POWER COMPANY	)	Docket No. 50-466
(Allens Creek Nuclear Generating Station, Unit 1)	)	

NRC STAFF RESPONSE TO VARIOUS SUBMISSIONS RECEIVED PURSUANT TO THE BOARD'S CORRECTED NOTICE OF INTERVENTION PROCEDURES

At this Board's direction, a "Corrected Notice of Intervention Procedures" was published in the Federal Register on September 11, 1978 (43 FR 40328). Pursuant to that notice, submissions requesting the opportunity to participate in this proceeding were received from the following individuals and groups:

- |                               |                           |
|-------------------------------|---------------------------|
| Mr. D. Michael McCaughan      | Dr. Joe C. Yelderman      |
| Ms. Shirley Caldwell          | Ms. Kathryn Hooker        |
| Mr. Robert S. Framson         | Ms. Patricia L. Day       |
| Carro Hinderstein             | Mr. David Marke           |
| Ms. Ann Wharton               | Ms. Madeline Bass Framson |
| Mr. Emanuel Baskir            | Charles L. Michulka       |
| Mrs. R. M. Bevis              | Gregory Kainer            |
| Mr. F. H. Potthoff, III       | Ms. Lois H. Anderson      |
| Brenda A. McCorkle            | Mr. John V. Anderson      |
| Steven Gilbert, Esq.          | Mr. John Renaud, Jr.      |
| Mr. Jean-Claude De Bremaecker | Mr. George Broze          |
| Mr. Brent Miller              | National Lawyers Guild    |
| Mr. Allen D. Clark            | Edgar Crane               |
| D. Marrack                    | Mr. Lee Loe               |
| Mr. John R. Schreffler        |                           |

The Commission's Rules of Practice provide for two methods of participation in Commission proceedings. Under 10 CFR §2.714, individuals or groups may petition for leave to intervene as full parties to the case,

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with all the rights and responsibilities attendant thereto. Under 10 CFR §2.715, persons may participate by making a "limited appearance statement," usually on the first day of the evidentiary hearing, in which they set forth their concerns with regard to the proposed facility. They may also raise questions which they would like answered, and the Board, if it deems the questions relevant to the proceeding, may order the Applicant and Staff to respond to them.

With regard to all of the above submissions, except those of Mr. David Marke and the National Lawyers Guild, it is unclear whether the petitioners desire full party status pursuant to 10 CFR §2.714 or the opportunity to make a limited appearance statement pursuant to 10 CFR §2.715.

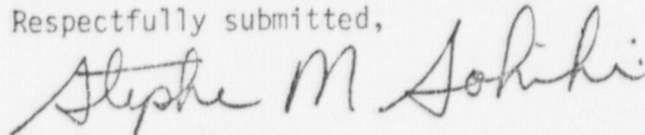
The Staff's general impression from studying the petitions, and from telephone conversations with certain of the petitioners, is that many of the petitioners may prefer the latter alternative.

The Staff, therefore, urges the Board to seek immediate clarification from the above individuals with regard to their intended form of participation in this proceeding. In any event, should any of these petitioners file contentions within the time limits specified in 10 CFR §2.714 (15 days before the special prehearing conference), the Staff will then address both standing and contentions. We will assume that those

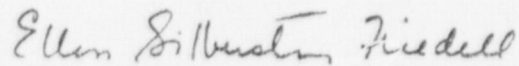
petitioner's who do not file contentions within the prescribed time period intend to make a limited appearance statement.

The Staff, therefore, believes that the Board should defer ruling on the newly received petitions (except for those of Mr. Marke and the National Lawyers Guild) until the intentions of the respective petitioners are clarified. The petitions of Mr. Marke and the Guild will be addressed in separate pleadings.

Respectfully submitted,



Stephen M. Sohinki  
Counsel for NRC Staff



Ellen Silberstein Friedell  
Counsel for NRC Staff

Dated at Bethesda, Maryland  
this 25th day of October, 1978



UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
HOUSTON LIGHTING & POWER COMPANY ) Docket No. 50-466  
(Allens Creek Nuclear Generating )  
Station, Unit 1) )

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF RESPONSE TO VARIOUS SUBMISSIONS RECEIVED PURSUANT TO THE BOARD'S CORRECTED NOTICE OF INTERVENTION PROCEDURES" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class, or, as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's internal mail system, this 25th day of October, 1978:

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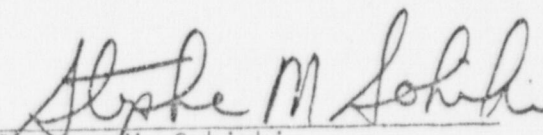
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