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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'89 JUN -8 P12:26

COMMISSIONERS:

Lando W. Zech, Jr., Chairman
Thomas M. Roberts
Kenneth M. Carr
Kenneth C. Rogers
James R. Curtiss

OFFICE OF THE SECRETARY
DOCKET NUMBER 50-352-OL & OL-2
SPAN 1

SERVED JUN 08 1989

In the Matter of
PHILADELPHIA ELECTRIC COMPANY
(Limerick Generating Station,
Units 1 and 2)

Docket Nos. 50-352-OL & OL-2
50-353-OL & OL-2

ORDER

Pending before the Commission is the motion of applicant Philadelphia Electric Company ("PECO") requesting that the Commission clarify the status of Limerick Generating Station, Unit 2, with regard to issuance of an operating license or, in the alternative, grant an exemption under 10 C.F.R. §§ 51.6 and 50.12 from any procedural requirement that a license for Limerick Unit 2 cannot issue. Although PECO has not asked for expedited consideration of its motion, it has asserted that a determination is needed promptly because Limerick Unit 2 will be ready for fuel loading and low power operation sometime during the last two weeks of June.

So that the Commission may consider the position of all the parties on the issues raised by PECO's motion promptly, responses to its motion and any reply by PECO should be provided in accordance with the following schedule.

Intervenor Limerick Ecology Action ("LEA") shall file its response so that it is received by the Office of the Secretary on June 16, 1989, and shall

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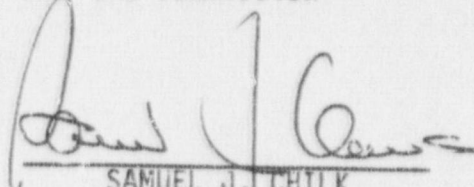
serve that response in such a manner as to ensure that the NRC staff and PECO receive it that same date. The NRC staff shall file its response so that it is received by the Office of the Secretary on June 20, 1989, and shall serve its response upon PECO and LEA by hand or by overnight mail or delivery service. PECO's reply to the LEA and staff responses shall be filed so that it is received by the Office of the Secretary on June 23 and the reply shall be served upon the NRC staff and LEA by hand or by overnight mail or delivery service.

Pending resolution of PECO's motion, the NRC staff shall not issue any authorization for operation of Limerick Unit 2 beyond those steps necessary for fuel loading and precriticality testing.

It is so ORDERED.



For the Commission*


SAMUEL J. CHILK
Secretary of the Commission

Dated at Rockville, Maryland
this 8th day of June, 1989.

*Commissioner Curtiss was not present for the affirmation of this order; if he had been, he would have approved it.

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NUCLEAR REGULATORY COMMISSION

In the Matter of

PHILADELPHIA ELECTRIC COMPANY

(Limerick Generating Station,
Units 1 and 2)

Docket No. (s) 50-352/353-OL

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing COMMISSION ORDER 6/8/89 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Administrative Judge
Christine N. Kohl, Chairman
Atomic Safety and Licensing Appeal
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U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
Gary J. Edles
Atomic Safety and Licensing Appeal
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Administrative Judge
Howard A. Wilber
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Morton B. Marquies, Chairman
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Administrative Judge
Jerry R. Kline
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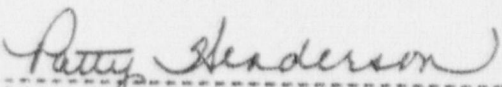
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P.O. Box 596
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Dated at Rockville, Md. this
8 day of June 1989


Office of the Secretary of the Commission

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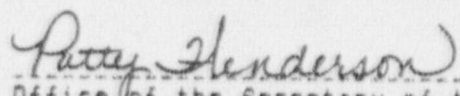
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