

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

ENERGY HARBOR NUCLEAR CORP.
ENERGY HARBOR NUCLEAR GENERATION
LLC

(Perry Nuclear Power Plant, Unit 1)

Docket No. 50-440

ORDER

On May 19, 2020, the NRC provided notice in the *Federal Register* of the opportunity for members of the public to file a request for hearing and petition for leave to intervene with respect to the license amendment application of Energy Harbor Nuclear Corp. for Perry Nuclear Power Plant, Unit 1, located in Lake County, Ohio. The deadline for filing a request for hearing was July 20, 2020.¹

On December 18, 2020, Beyond Nuclear and Citizen Power, Inc. (collectively, Petitioners) submitted a petition for leave to intervene and request for hearing.² Pursuant to my authority under 10 C.F.R. § 2.346(h), I reject Petitioners' filing because the deadline to make such a filing passed on July 20, 2020.

IT IS SO ORDERED.

¹ Biweekly Notice; Applications and Amendments to Facility Operating Licenses and Combined Licenses Involving No Significant Hazards Considerations, 85 Fed. Reg. 29,981 (May 19, 2020).

² *Petition of Beyond Nuclear and Citizen Power, Inc. for Leave to Intervene in Perry Nuclear Power Plant License Amendment Proceeding and Request for a Hearing* (Dec. 18, 2020) (ADAMS accession no. ML20358A173).

For the Commission



Annette L. Vietti-Cook
Secretary of the Commission

Dated at Rockville, Maryland,
this 28th day of December 2020