

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Charles Bechhoefer, Chairman
Dr. Richard F. Cole
Ann Marshall Young

In the Matter of

FIRST ENERGY OPERATING COMPANY,
FENOC(Perry Nuclear Power Plant, Unit 1;
Operating License No. NPF-58)

Docket No. 50-440-CivP

ASLBP No. 01-784-01-CivP

EA 99-012

February 8, 2001

ORDER

On February 7, 2001, representatives of the Licensee and NRC Staff telephoned the Chairman of the Licensing Board to seek a further extension of the period for which this proceeding has been suspended to accommodate settlement negotiations. They confirmed that they had reached a settlement agreement but had not yet been able to prepare it in written form. They seek an additional 30 days for both filing the report due on February 8 and the suspense period currently set to expire on February 20, 2001. Good cause having been shown, and as communicated to the parties on February 7, 2001, the suspension period is hereby extended to Tuesday, March 20, 2001. A further report on the status of negotiations shall be provided to this Board by March 8, 2001.

IT IS SO ORDERED.

For the Atomic Safety and Licensing Board

*/RA/*_____
Charles Bechhoefer, Chairman
ADMINISTRATIVE JUDGERockville, Maryland
February 8, 2001

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)	
)	
FIRSTENERGY NUCLEAR OPERATING)	Docket No. 50-440-CIVP
COMPANY)	
)	
(Perry Nuclear Power Plant, Unit 1))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER EXTENDING SUSPENSION DATE have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
Charles Bechhoefer, Chairman
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
Ann Marshall Young
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Administrative Judge
Dr. Richard F. Cole
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dennis C. Dambly, Esq.
Susan S. Chidakel, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Roy P. Lessy, Jr., Esq.
Donald R. Livingston, Esq.
Akin, Gump, Strauss, Hauer & Feld, L.L.P.
1333 New Hampshire Ave., NW, Suite 400
Washington, DC 20036

John K. Wood
Vice President
Perry Nuclear Power Plant
10 Center Road
Perry, OH 44081

Docket No. 50-440-CIVP
LB ORDER EXTENDING SUSPENSION DATE

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 8th day of February 2001