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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING APPEAL BOARD

Administrative Judges: January 28, 1991

Thomas S. Moore, Chairman
Howard A. Wilber
G. Paul Bollwerk, III

In the Matter of)	
)	
FLORIDA POWER & LIGHT CO.)	Docket Nos. 50-250-OLA-5
)	50-251-OLA-5
(The "BIG TURKEY" Nuclear)	
Plant Units 3 and 4))	Technical Specification
)	Replacement

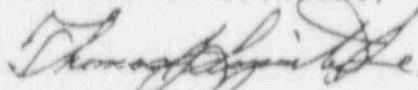
REPLY

On January 10, 1991, the Atomic Safety and Licensing Board (ASLB) issued an order directing the Nuclear Energy Accountability Project (NEAP) to show cause why its appeal should not now be dismissed. Accordingly, this reply is in response to said order.

In December 1990, Mr. Saporito, Executive Director of NEAP, acted outside his authority when he notified the NRC that NEAP would be dissolved by December 31, 1990. MR. Saporito failed to notify NEAP board members of his decision. The Board of Directors of NEAP have not decided to dissolve NEAP and therefore NEAP remains intact as an environment organization. Mr. Saporito will remain as Executive Director until such time as a qualified replacement is hired by the Board of Directors.

In light of the above, the ASLB's January 10, 1991 order is moot and requires no further justification by NEAP. The ALSB should carefully consider this reply and allow NEAP's appeal to remain valid.

For the environment,



Thomas J. Saporito, Jr.
Executive Director, NEAP

cls/ts

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