

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of)	
)	
METROPOLITAN EDISON COMPANY)	Docket No. 50-289
)	(Restart)
(Three Mile Island Nuclear)	
Station, Unit No. 1))	

MOTION OF THE WASHINGTON
LEGAL FOUNDATION TO DISQUALIFY
COMMISSIONER VICTOR GILINSKY

Pursuant to 10 C.F.R. Section 2.730, and 5 U.S.C. Section 556(b), the Washington Legal Foundation hereby requests Commissioner Victor Gilinsky to disqualify himself immediately from further participating in any way in the above-captioned proceeding for the reasons set forth in the attached Memorandum in Support of Motion to Disqualify and the Exhibits thereto. Should he fail to take such action himself, the Washington Legal Foundation requests that the entire Commission investigate the issues raised in this motion, take evidence, conduct necessary hearings, and determine Commissioner Gilinsky to be disqualified from further participation in these proceedings.


The basis for Commissioner's Gilinsky's disqualification is that before all the evidence was submitted concerning this restart proceeding, and before the full Commission was able to review the entire record and issue its decision, Commissioner Gilinsky publicly issued his

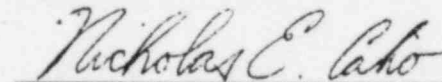
WASHINGTON LEGAL FOUNDATION
1612 K STREET, N. W.
SUITE 502
WASHINGTON, D. C. 20006
202-857-0240

views on June 22, 1983 which clearly demonstrate that he has (1) actually prejudged the issues in this proceeding; (2) given the appearance that he has prejudged the issues; and (3) harbors personal animosity toward the parties and assumed the role of an advocate that he is emotionally committed or biased to one side and thus has lost whatever impartiality he may have had.

Respectfully submitted,


DANIEL J. POPEO
General Counsel


PAUL D. KAMENAR
Director of Litigation


NICHOLAS E. CALIO
Litigation Counsel

WASHINGTON LEGAL FOUNDATION
1612 K Street, N.W., Suite 502
Washington, D.C. 20006
(202) 857-0240