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For the Appeal Board

C. Jean Schumaker 4-22-85
Secretary to the Appeal Board

April 19, 1985

DOCKETED
USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'85 APR 22 P2:28

BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD
OFFICE OF SECRETARY
BOARD & SERVICE
BRANCH

In the Matter of)

CONSUMERS POWER COMPANY)

(Midland Plant, Units 1 & 2))

SERVED APR 29 1985

Docket Nos. 50-329 OL&OM
50-330 OL&OM

MOTION BY BECHTEL TO
PARTICIPATE AS AMICUS CURIAE

On April 5, 1985, the Appeal Board requested additional views from the applicant and the NRC Staff on several subissues related to the question of whether the Appeal Board should dismiss the operating license proceeding in the Midland Plant dockets. Bechtel Power Corporation and Bechtel Associates Professional Corporation (collectively "Bechtel") hereby request the Appeal Board's permission to participate as amici curiae in the resolution of the issue of involuntary dismissal of a license application, identified by the Appeal Board in its April 5, 1985 Memorandum and Order. See 10 C.F.R. § 2.715(d).

Bechtel is not a party to this consolidated operating license and construction permit modification proceeding. However, Bechtel has been engineer/constructor of the Midland Plants, and Bechtel's involvement was the subject of statements made by the Licensing Board in its January 23, 1985 partial initial decision. See, e.g., LBP-85-2, 21 N.R.C. 24, 111

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