

UNITED STATES OF AMERICA

DOCKETED
USNRC

NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Appeal Board ^{85 JUL 29 P4:02}

IN THE MATTER OF :

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

PHILADELPHIA ELECTRIC COMPANY :

(Limerick Generating Station
Units 1 and 2)

: Nos. 50-352 and 50-353 OL

NOTICE OF APPEAL

Intervenor Graterford inmates, through their attorney, Angus R. Love, hereby serve Notice of Appeal of the decision rendered July 22, 1985 by the Atomic Safety and Licensing Board, docketed as ASLBP No. 81-465-07 OL, entitled Fourth Partial Initial Decision. The inmates' appeal is also inclusive of a prior appeal filed July 11, 1985, which was subsequently declared to be interlocutory and dismissed by this Appeal Board on July 15, 1985. Said decision came as a Memorandum and Order of this Appeal Board and stated that such an appeal was not permissible under the Commission's Rules of Practice due to its interlocutory nature. This appeal involved five of the six denied contentions which were rejected by the Licensing Board in its July 2, 1985 order (unpublished). That order denied a request for reconsideration of an earlier order issued June 12, 1985, in which it admitted two of the inmates' eight revised contentions. The inmates now contend that said earlier appeal

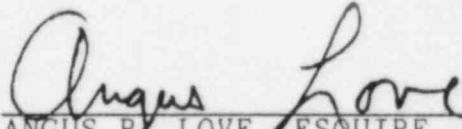
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is ripe for consideration and should be included along with the Board's Fourth Partial Initial Decision. By combining the two decisions, the Appeal Board will be able to review the five denied contentions as well as the two admitted and litigated contentions. The Graterford inmates will submit a brief within the requisite thirty (30) days of filing the Notice of this Appeal, pursuant to the Rules of Practice. See 10 C.F.R. 2762.

The inmates request that all proceedings be stayed pending resolution of this Appeal, pursuant to 10 C.F.R. 2.788.

Respectfully submitted,


ANGUS R. LOVE, ESQUIRE
Counsel for Inmates, SCIG

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CERTIFICATE OF SERVICE

I, Angus R. Love, attorney for the Inmates at the State Correctional Institute at Graterford, hereby certify that a true and accurate copy of the NOTICE OF APPEAL was mailed to the following list on Thursday, July 25, 1985, by first class mail, postage prepaid.

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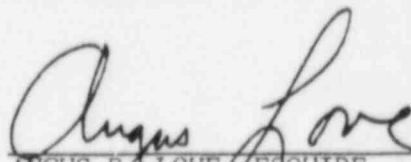
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