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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

ATOMIC SAFETY AND LICENSING APPEAL BOARD '85 JUL 15 P3:27

Administrative Judges:

Christine N. Kohl, Chairman
Gary J. Edles
Dr. Reginald L. Gotchy

OFFICE OF SECRETARY
DOCKETING & SERVICE
July 15, 1985
BRANCH

In the Matter of)

PHILADELPHIA ELECTRIC COMPANY)

(Limerick Generating Station,)
Units 1 and 2))

Docket Nos. 50-352 OL
50-353 OL

SERVED JUL 15 1985

MEMORANDUM AND ORDER

The inmates of the State Correctional Institution at Graterford, Pennsylvania -- intervenors in this operating license proceeding -- have appealed from the Licensing Board's July 2, 1985, order (unpublished). In that order, the Board essentially denied reconsideration of an earlier order (issued June 12, 1985) in which it admitted some of the inmates' emergency planning contentions and rejected others.

The inmates' July 11, 1985, appeal is interlocutory and therefore not permissible under the Commission's Rules of Practice. See 10 C.F.R. § 2.730(f); Texas Utilities Generating Co. (Comanche Peak Steam Electric Station, Units 1 and 2), ALAB-599, 12 NRC 1 (1980). Whether the Licensing Board erred in rejecting one or more of the inmates' contentions can be raised on appeal from the Board's final order.


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Appeal dismissed.

It is so ORDERED.

FOR THE APPEAL BOARD


C. Jean Shoemaker
Secretary to the
Appeal Board