

015
LAW OFFICES
CONNER & WETTERHAHN, P.C.
1747 PENNSYLVANIA AVENUE, N. W.
WASHINGTON, D. C. 20006

TROY B. CONNER, JR.
MARK J. WETTERHAHN
ROBERT M. RADER
DOUGLAS K. OLSON
JESSICA H. LAVERTY
NILS N. NICHOLS
ROBERT H. FURL
BERNHARD G. BECHHOEFER
OF COUNSEL

July 30, 1985

DOCKETED
USNRC

(202) 833-3500

CABLE ADDRESS: ATOMLAW

'85 AUG -1 A10:45

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Miss C. Jean Shoemaker
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

In the Matter of
Philadelphia Electric Company
(Limerick Generating Station, Units 1 and 2)
Docket Nos. 50-352 and 50-353

Dear Miss Shoemaker:

Yesterday we received a copy of a pleading filed by Mr. Romano on behalf of himself and Air & Water Pollution Patrol ("AWPP"), entitled "Notice of Appeal by Air & Water Pollution Patrol/Romano re the 'Fourth Partial Initial Decision (On Offsite Emergency Planning Contentions Relating to Graterford).'"

Mr. Romano avers that the pleading is an appeal by AWPP/Romano per 10 C.F.R. §2.762. However, he misdirected the pleading to the Atomic Safety and Licensing Board. Also, although entitled a "Notice of Appeal," the pleading apparently constitutes the brief by AWPP/Romano on the merits of the Fourth Partial Initial Decision.

Without getting into the merits of AWPP's standing to appeal a decision unrelated to his contentions and based upon a hearing in which it did not participate, the regulations under 10 C.F.R. §2.762(c) require that the Applicant's responsive brief must address the briefs of all appellants. Accordingly, unless otherwise directed by the Appeal Board, the Applicant will not respond to AWPP's brief, if at all, until 30 days after service of the appeal

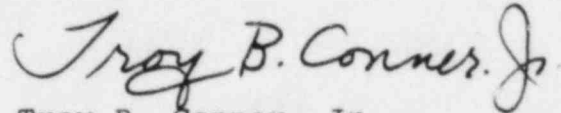
8508010780 850730
PDR ADOCK 05000352
G PDR

DS03

Miss C. Jean Shoemaker
July 30, 1985
Page 2

brief to be filed by the Graterford inmates pursuant to
their Notice of Appeal, dated July 25, 1985.

Sincerely,

A handwritten signature in cursive script that reads "Troy B. Conner, Jr.".

Troy B. Conner, Jr.
Counsel for Philadelphia
Electric Company

TBC/dlf
cc: Service List