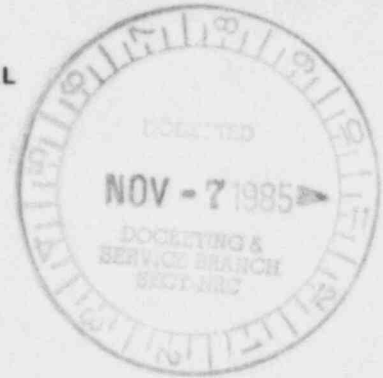




UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING APPEAL PANEL  
WASHINGTON, D.C. 20555



November 6, 1985

Ms. Susan L. Hiatt  
8275 Munson Road  
Mentor, Ohio 44060

Terry J. Lodge, Esq.  
618 N. Michigan Street  
Suite 105  
Toledo, Ohio 43624

Jay E. Silberg, Esq.  
Shaw, Pittman, Potts &  
Trowbridge  
1800 M Street, N.W.  
Washington, D.C. 20036

Colleen P. Woodhead, Esq.  
Office of the Executive  
Legal Director  
U.S. Nuclear Regulatory  
Commission  
Washington, D.C. 20555

Re: In the Matter of  
CLEVELAND ELECTRIC ILLUMINATING COMPANY, ET AL.  
(Perry Nuclear Power Plant, Units 1 and 2)  
Docket Nos. 50-440 OL and 50-441 OL

Dear Mesdames and Sirs:

The Appeal Board has tentatively decided to conduct the oral argument on the pending appeals of intervenors Ohio Citizens for Responsible Energy and Sunflower Alliance on Thursday, December 19, 1985, in the NRC Hearing Room in Bethesda, Maryland. Unless the Board is advised otherwise by letter mailed no later than November 15, it will assume that (1) no party has an irreconcilable schedule conflict for that date; and (2) each party will be represented at the oral argument.

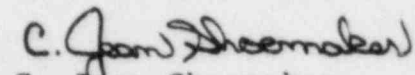
The Board's records reflect that the brief of Sunflower Alliance was filed and served by expedited mail on October 29. Accordingly, in light of the provisions of 10 CFR 2.710 and 2.762(c), it would appear that the responsive briefs of the applicants and the staff are due on December 2 and December 10, respectively. In the event that the oral argument is calendared for December 19 (a matter which should be decided no later than November 20), the Board will call upon the staff to file and serve its brief by December 6 so that it will be in the possession of the other parties

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to the proceeding by December 9 (i.e., ten days prior to the argument).

Sincerely,

  
C. Jean Shoemaker  
Secretary to the  
Appeal Board

cc: Docketing and Service Branch