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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING APPEAL BOARD

Administrative Judges:

Alan S. Rosenthal, Chairman  
Dr. W. Reed Johnson  
Thomas S. Moore

DOCKETED  
USNRC

'85 DEC -5 A10:13

December 4, 1985

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DOCKETING & SERVICE  
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In the Matter of )

TEXAS UTILITIES ELECTRIC )  
COMPANY, et al. )

(Comanche Peak Steam Electric )  
Station, Units 1 and 2) )

Docket Nos. 50-445 OL & OL-2  
50-446 OL & OL-2

ORDER

Oral argument on the applicants' Petition for Directed Certification of Licensing Board's Order of October 31, 1985, will be heard at 9:30 a.m. on Friday, January 3, 1986, in the NRC Public Hearing Room, Fifth Floor, East-West Towers Building, 4350 East-West Highway, Bethesda, Maryland. Each side will be allotted one hour for the presentation of its argument. For this purpose, the applicants and the NRC staff constitute one side and will be heard first. If they so desire, those parties may reserve a reasonable portion of their time for rebuttal to the oral argument presented on behalf of the intervenor Citizens Association for Sound Energy.

In addition to the issues explicitly presented by the applicants' petition for directed certification, we will

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expect the parties to address at oral argument the following questions:

1. Do we have the authority under the Commission's Rules of Practice to direct certification on our own initiative of the question whether the intervenor's Contention 5 was susceptible of division for disposition by two Licensing Boards?

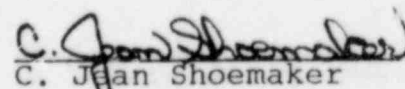
2. If so, should we direct that all further proceedings on that contention be conducted by a single Licensing Board?

3. Assuming that we were to direct that all further proceedings on Contention 5 be conducted by a single Licensing Board, what additional instructions, if any, should we give to that Board at this juncture?

Each party should provide the Secretary to this Board, by letter mailed no later than Thursday, December 26, 1985, with the name of the individual who will present oral argument on its behalf.

It is so ORDERED.

FOR THE APPEAL BOARD

  
C. Jean Shoemaker  
Secretary to the  
Appeal Board