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 RECIP. NAME: RECIPIENT AFFILIATION
 KELLEY, J.L. Atomic Safety and Licensing Board Panel

SUBJECT: Forwards proposed stipulation & order specifying GUARD
 Contentions 1 & 2 as issues in controversy for purpose of
 ASLB hearing. Applicants prefer & request adoption of
 stipulation agreeable to NRC due to greater specificity.

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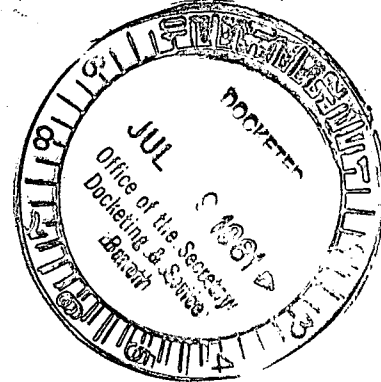
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July 5, 1981



James L. Kelley, Esq., Chairman
Administrative Law Judge
Atomic Safety and Licensing Board
c/o Stardust Hotel & Country Club
950 Hotel Circle, North
San Diego, California 92108

Re: Southern California Edison Company, et al.
(San Onofre Nuclear Generating Station Units
2 and 3; Docket Nos. 50-3610L and 50-3620L).

Dear Chairman Kelley:

Enclosed please find the original of each form of the "Stipulation and Order Specifying Certain Contentions For Purposes of Atomic Safety and Licensing Board Hearing". As stated on the record of July 1, 1981, Applicants are generally agreeable to both forms of the stipulation. However, GUARD and the NRC Staff could not agree on the requisite specificity required for GUARD Contention No. 1.

Applicants generally prefer and request adoption of the form of stipulation agreeable to the NRC Staff due to its greater specificity. Applicants have agreed to either form of stipulation to expedite final specification of contentions and issuance of an order scheduling hearings on emergency planning contentions as soon as possible.

Since neither stipulation contains the requisite agreement of the necessary third party, the proposed order at the end of each form of stipulation may be disregarded by the Board. As an alternative, Applicants propose issuance of a final prehearing conference order under 10 C.F.R. §2.752 which would specify and consolidate, for hearing purposes, the contentions (hereafter the "Consolidated Contentions") attached as Exhibit B to the accompanying "Applicants' Memorandum in Opposition to Contention Proposed by FOE, et al."

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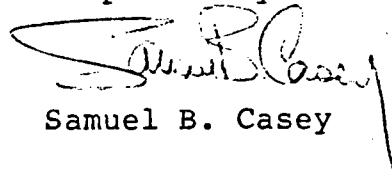
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James L. Kelley, Esq., Chairman
July 5, 1981
Page Two

The Consolidated Contentions contain the contentions set forth in the enclosed form of stipulation agreeable to the Applicants and the NRC Staff. In addition, the Consolidated Contentions include, as Subparts I and J of Consolidated Contention No. 2, a rewording of two additional contentions alleged by FOE, et al. which are not otherwise covered by said stipulation. Subparts I and J of Consolidated Contention No. 2 were agreed upon by the NRC Staff and submitted to the Board at the last prehearing conference on June 18, 1981.

Applicants submit that the Consolidated Contentions adequately set forth with the requisite specificity in consolidated form those contentions raised by GUARD and FOE, et al. that may properly be subject to hearings in this matter. The Consolidated Contentions are submitted with the hope that this submission will expedite the Board's final specification of contentions and issuance of a final prehearing conference order scheduling emergency planning hearings shortly after the conclusion of seismic hearings.

Respectfully submitted,



Samuel B. Casey

SBC:mlb
Encl.

cc: Counsel for the Parties

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20 and San Diego Gas & Electric Company

21 UNITED STATES OF AMERICA
22 NUCLEAR REGULATORY COMMISSION
23 BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

24 In the Matter of)
25 SOUTHERN CALIFORNIA EDISON) Docket Nos. 50-361 OL
26 COMPANY, et al.) 50-362 OL
(San Onofre Nuclear) STIPULATION AND ORDER
Generating Station Units 2) SPECIFYING CERTAIN CON-
and 3)) TENTIONS FOR PURPOSES
OF ATOMIC SAFETY AND
LICENSING BOARD HEARING.

21 IT IS HEREBY STIPULATED pursuant to 10 C.F.R.
22 § 2.753 by and between Applicants Southern California Edison
23 Company and San Diego Gas & Electric Company (the
24 "Applicants"), and the Nuclear Regulatory
25 Commission, ^{Staff 42} through their respective undersigned attorneys,
26 that the following contentions shall be specified as issues

1 in controversy for purposes of hearing before the Atomic
2 Safety and Licensing Board on Applicants' application for
3 full-power facility operating licenses herein, as noticed in
4 the Federal Register on April 7, 1977 (42 Fed. Reg. 18460):

5 GUARD CONTENTION NO. 1

6 Whether the state of emergency preparedness for
7 SONGS 2 and 3 provides reasonable assurance that
8 the offsite transient and permanent population
9 within the plume exposure pathway Emergency
10 Planning Zone, 10 C.F.R. §50.47(c)(2), for SONGS 2
11 and 3 can be evacuated or otherwise adequately
12 protected in the event of a radiological emergency
with offsite consequences occurring at SONGS 2 and
3, as required by 10 C.F.R. §§50.47(a)(1), (b)(10),
and Part 50, Appendix E.IV. (solely as it pertains
to evacuation time estimates), in that the guidance
set forth in NUREG-0654/FEMA-REP-1 (Rev. 1), parts
II.J.8 and J.10, has not been satisfied.

13 GUARD CONTENTION NO. 2

14 Whether there is reasonable assurance that the
15 emergency response planning for SONGS 2 and 3,
16 affecting the offsite transient and permanent
population, will comply with 10 C.F.R.
§§50.47(a)(1) and (b) or (c)(1) as regards:

- 17 A. the procedures for notification by Applicants
18 of State and local response organizations, 10
19 C.F.R. §50.47(b)(5), and for notification of
20 and continued communication among emergency
21 personnel by all involved organizations, 10
22 C.F.R. §50.47(b)(6);
- 23 B. the means for notification and instruction to
24 the populace within the plume exposure pathway
25 Emergency Planning Zone, 10 C.F.R.
26 §50.47(b)(5);
- 27 C. the information and the procedures for
dissemination of the information to the public
within the plume exposure pathway Emergency
Planning Zone on a periodic basis on how they
will be notified and what their actions should
be in the event of an emergency, 10 C.F.R.
§50.47(b)(7);

- 1 D. the arrangements for medical services for
2 contaminated and injured individuals, 10
3 C.F.R. §50.47(b)(12);
- 4 E. necessary transportation and communication
5 equipment, and the operation of the emergency
6 operations centers of the principal response
7 organizations, 10 C.F.R. §50.47(b)(8);
- 8 F. the capability of each principal response
9 organization to respond and to augment this
10 initial response on a continuous basis, 10
11 C.F.R. §50.47(b)(1);
- 12 G. radiological emergency response training to
13 those who may be called on to assist in an
14 emergency, 10 C.F.R. §50.47(b)(15); and
- 15 H. the methods, staffing, systems, and equipment
16 for assessing and monitoring actual or
17 potential offsite consequences of a
18 radiological emergency condition within the
19 plume exposure pathway EPZ for SONGS 2 and 3,
20 10 C.F.R. §50.47(b)(9).

21 IT IS FURTHER STIPULATED by the parties hereto that
22 the foregoing contentions supersede and are alleged in lieu
23 of the GUARD contentions previously admitted for discovery
24 purposes by Memorandum and Order herein, dated January 27,
25 1978.

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1 IT IS FURTHER STIPULATED by the parties hereto that
2 this stipulation shall not waive or otherwise prejudice
3 whatever rights the parties may have under 10 C.F.R.
4 §2.714(a)(3) to request or object to further amendment of
5 these contentions.

6 Dated: July 1, 1981

7 DAVID R. PIGOTT
8 EDWARD B. ROGIN
9 SAMUEL B. CASEY
10 JOHN A. MENDEZ
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12 A Professional Corporation

13 CHARLES R. KOCHER
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15 SOUTHERN CALIFORNIA EDISON COMPANY

16 By Samuel B. Casey
17 One of Counsel for Applicants
18 Southern California Edison Company
19 and San Diego Gas & Electric Company

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26 ///

1 Dated:

7/1/81

LAWRENCE J. CHANDLER
RICHARD K. HOEFLING
~~EDWARD G. KETCHEN~~ *uk*

2
3 By

Lawrence J. Chandler

Counsel for U.S. Nuclear
Regulatory Commission *Staff uk*

4
5 ORDER

6 ON GOOD CAUSE BEING SHOWN THEREFORE:

7 The foregoing stipulation is hereby approved and
8 ordered.
9

10 DATED: _____

11
12 _____
Chairman

13 ATOMIC SAFETY AND LICENSING BOARD
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