

50-410



UNITED STATES
ATOMIC ENERGY COMMISSION
WASHINGTON, D.C. 20545

February 26, 1973

Director
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Dear Sir:

Attached for publication in the Federal Register are an original and two certified copies of a document entitled:

**NOTICE AND ORDER FOR
SECOND PREHEARING CONFERENCE**

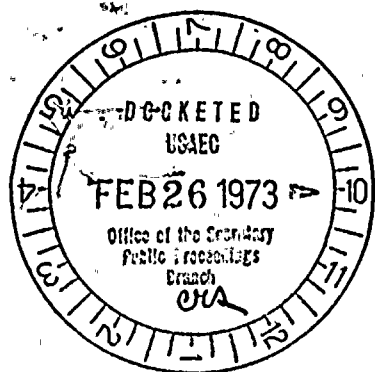
Publication of the above document at the earliest possible date would be appreciated.

Sincerely,

Paul C. Bender
Secretary of the Commission

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DOCKET NUMBER
MOD. & UTIL. EQ. 50-410

UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
NIAGARA MOHAWK POWER CORPORATION) Docket No. 50-410
(Nine Mile Point, Unit No.2))

NOTICE AND ORDER FOR
SECOND PREHEARING CONFERENCE

NOTICE is hereby given that, in accordance with the prehearing conference order issued by the Atomic Safety and Licensing Board (the Board) on January 26, 1973, a second prehearing conference will be held in the above-captioned proceeding on Thursday, March 29, 1973 at 10:00 a.m. local time, in the Second Floor Courtroom, County Courthouse, East Oneida and Second Streets, Oswego, New York 13126.

The second prehearing conference shall deal with the following matters:

1. Further identification and clarification of the issues.
2. The status of any discovery initiated by the parties.
3. The need for further discovery, and the time required to complete any such discovery.
4. Any pending motions.



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Also, the Board will expect to be advised of the impact of the Federal Water Pollution Control Act Amendments of 1972 on the conduct and disposition of this proceeding. As part of this discussion, the Board will require information on all applicable State and Federal water quality standards and effluent limitations and on the status of the State certification required by Section 401(a) of the Federal Water Pollution Control Act Amendments of 1972. The parties should also be prepared to discuss the effect on this proceeding of the Memorandum of Understanding between the Atomic Energy Commission and the Environmental Protection Agency regarding implementation of Section 511(c) of the Federal Water Pollution Control Act Amendments of 1972, including Appendix A thereto, which is the Atomic Energy Commission Interim Policy Statement on implementation of Section 511.

The Board has received the objections by the intervenors to its aforementioned prehearing conference order and has these objections under advisement.

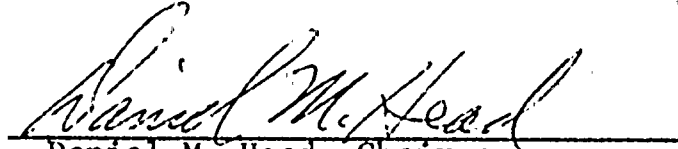
The attorneys for the respective parties are directed to confer in advance of this prehearing conference, in such

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manner as they deem appropriate, and report to the Board at said conference on any stipulations regarding matters in controversy, on any informal discovery that can be arranged between the parties and on any other mutually agreeable procedures to expedite this proceeding.

Members of the public are invited to attend this second prehearing conference as well as the evidentiary hearing to be held at a later date to be fixed by the Board.

BY ORDER OF THE ATOMIC SAFETY AND
LICENSING BOARD


Daniel M. Head, Chairman

Dated this 26th day of February, 1973
at Washington, D. C.



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