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50-445,446A  
50-498,499A

October 24, 1979

TO: All Parties of Record

Enclosed is a copy of the letter and schedules sent to the following parties on October 23, 1979, pursuant to the subpoena duces tecum served on Dr. Gordon T.C. Taylor and in accordance with Chairman Miller's Order of October 19, 1979.

J.A. Bouknight, Esquire  
Lowenstein, Newman, Reis,  
Axelrad & Toll  
1025 Connecticut Avenue, N.W.  
Washington, D.C. 20036

Frederick H. Ritts, Esquire  
Law Offices of Northcutt Ely  
Watergate 600 Building  
Washington, D.C. 20037

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David M. Stahl, Esquire  
Isham, Lincoln & Beale  
1050 - 17th Street, N.W.  
Washington, D.C. 20036

Should you wish copies of any materials described in  
the schedules, please contact this office (202-724-6667).

Sincerely,

*Lynn C. Pitman*

Lynn C. Pitman  
Paralegal  
Energy Section

Enclosures

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UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D.C. 20530

OCT 23 1979

Address Reply to the  
Division Indicated  
and Refer to Initials and Number

DAK:SEC  
60-415-105

J. A. Bouknight, Esquire  
Lowenstein, Newman, Reis,  
Axelrad and Toll  
1025 Connecticut Avenue, NW  
Washington, DC 20036

Dear Mr. Bouknight:

Enclosed are documents in response to the subpoena duces tecum served on Dr. Gordon T.C. Taylor pursuant to his forthcoming deposition on October 25-26, 1979. These documents are being provided two days prior to Dr. Taylor's deposition in accordance with Chairman Miller's Order of October 19, 1979. These are currently all of the documents responding to the subpoena duces tecum; however, the Department of Justice reserves its right to supplement this response. These documents are being produced in addition to copies of previous testimony by Dr. Taylor that were produced to parties on October 12, 1979.

The enclosed documents, which have been produced by the Department of Justice to Dr. Taylor or prepared by Dr. Taylor and produced to the Department of Justice, are described in Schedule A.

Also attached is Schedule B, which lists those documents produced by the Department to Dr. Taylor already in the possession of the other parties.

Sincerely,

Susan B. Cyphert  
Attorney  
Energy Section

Enclosures  
cc: All Parties of Record

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## SCHEDULE A

Documents Produced by the Department of Justice  
in Response to the Subpoena Duces Tecum of  
Dr. Gordon T.C. Taylor

1. Notes by Dr. Gordon Taylor concerning April, 1979 trip to Texas.
2. Notes by Dr. Gordon Taylor, dated March, 1979 through October, 1979.
3. 9-6-77 Memo from Dr. Gordon Taylor (Office of Power Analysis) to Mr. Walter Gundersen, Division of Power and Supply Reliability, Bureau of Power; concerning the Staff Report of the Electric Reliability Council of Texas/Southwest Power Pool Electric Systems, Interconnection and Reliability Evaluation.
4. The U.S. NRC's Antitrust Review of Nuclear Power Plant Conditioning of Licenses.
5. NERA: The Role of the Economic Expert in Antitrust Litigation.
6. New York State Bar Association: Instructions for Witnesses.
7. U.S. Attorney's Manual: The Deposition
8. Letters from Department of Justice to Dr. Taylor:
  - a. 11/28/78 Letter from J. Shenefield (Dept. of Justice) to C. Curtis (FERC), cc: Dr. Taylor, requesting the services of Dr. Taylor as an expert witness.
  - b. 1/23/79 Letter from J. Harris (Dept. of Justice) to Dr. Taylor, listing enclosed documents.
  - c. 2/9/79 Letter from J. Harris (Dept. of Justice) to Dr. Taylor, listing enclosed documents.
  - d. 4/11/79 Letter from J. Harris (Dept. of Justice) to Dr. Taylor, listing enclosed documents.
  - e. 4/13/79 Letter from N. Johnson (Texas Electric Cooperatives, Inc.) to Dr. Taylor, listing enclosed documents.

f. 7/10/79 Letter from J. Harris (Dept. of Justice)  
to Dr. Taylor, listing enclosed documents.

g. 9/5/79 Letter from L. Pitman (Dept. of Justice)  
to Dr. Taylor, listing enclosed documents.

h. 10/16/79 Letter from A. Beamer (Dept. of Justice)  
to Dr. Taylor, listing enclosed documents.

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SCHEDULE B

Documents Produced to Dr. Gordon T.C. Taylor  
by the Department of Justice

A. Materials Generated in WTU et al. v. TESCO et al.

1. The decision in West Texas Utilities Co., et al.  
v. Texas Electric Service Co., et al., No. CA  
3-76-0633-F (N.D. Texas, Div).
2. Transcripts of the following witnesses'  
testimony in the case.
  - a. F. George Arey; Vols. 12-13
  - b. James A. Bruggeman; Vols. 13-14
  - c. Elmer Dale Scarth; Vols. 19-21
  - d. D. Eugene Simmons, Vols. 18-19
  - e. Allen J. Wood; Vols. 9-10, 12
3. A copy of Plaintiff's exhibit 763 from the  
Dallas case. This is the 1966 Technical  
Services, Inc. Interconnection Study by  
Stone and Webster.
4. A copy of Plaintiff's exhibit 127 from the  
Dallas case. This is the 1978 Texas Inter-  
connected System Transmission Facilities  
Policy Guidelines.
5. A copy of Plaintiff's exhibit 168 from the  
Dallas case. This is the S-24-67 TIS  
Coordination Agreement.
6. Deposition transcripts of the following witnesses:
  - a. George Arey, Volumes 1 and 2
  - b. Gerson Berman
  - c. James A. Bruggeman
  - d. Abraham Gerber, Volumes 1 and 2

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- e. George Gols, Volumes 1 and 2
- f. E. Dale Scarth, Volumes 1 and 2
- g. D. Eugene Simmons
- h. John T. Wenders
- i. Allen J. Wood
- j. Dr. Herbert H. Woodson

- 7. Deposition of John Hutchinson
- 8. Deposition of Robert M. McCuistion
- 9. Deposition of Wayne Sieglein

B. Materials Generated in These NRC Proceedings

1. Copies of all interrogatories (and responses) which have been served and answered in the South Texas and Comanche Peak proceedings subsequent to 1/23/79.

- a. 1/5/79 - Initial Interrogatories from Brownsville to CPL  
2/28/79 - CPL's Answers to Brownsville
- b. 1/15/79 - Initial Interrogatories from the NRC Staff to HLP and TU  
2/20/79 - HLP's Objections and Answers  
3/1/79 - TU's Answers to Interrogatories 1-35, 37-39  
3/5/79 - TU's Answers to Interrogatories 36, 40-50
- c. 1/31/79 - Initial Interrogatories from Brownsville to HLP  
3/7/79 - HLP's Objections and Answers
- d. 1/31/79 - Initial Interrogatories from Brownsville to Austin  
3/7/79 - Austin's Answers



- e. 1/31/79 - Initial Interrogatories from Brownsville to San Antonio  
3/3/79 - San Antonio's Answers
  - f. 1/31/79 - Initial Interrogatories from Brownsville to STEC-MEC  
3/2/79 - STEC-MEC's Answers
  - g. 1/31/79 - Initial Interrogatories from Brownsville to TU  
3/16/79 - TU's Answers
  - h. 2/7/79 - HLP's 1st Set of Written Interrogatories to CPL and Motion for Production of Documents  
3/26/79 - CPL's Answers and Objections to HLP's First Set of Written Interrogatories to CPL
  - i. 2/9/79 - Second Set of Interrogatories from HLP to NRC Staff  
3/12/79 - NRC Staff's Answers
  - j. 2/23/79 - CPL's 2nd Set of Interrogatories and Request for Production of Documents Addressed to HLP  
3/28/79 - HLP's Responses to CPL's 2nd Set of Interrogatories
  - k. 3/23/79 - Austin's First Amended Answers to the Department of Justice's First Set of Interrogatories
  - l. 3/28/79 - TU's Answers to CPL's First Set of Interrogatories (2/23/79)
  - m. 4/3/79 - DOJ's Response to HLP's 2nd Set of Interrogatories; DOJ's Response to TUGCO's 2nd Set of Interrogatories
2. The Justice Department advice letters (dated 1/17/74, 5/17/74, 10/22/74, 1/25/77, 2/21/78 and 8/1/78) pertaining to the South Texas and Comanche Peak projects.



3. An agreement on the attachment of antitrust license conditions (for the Allens Creek plant).

4. A list of the various applicants and intervenors (parties) in the South Texas and Comanche Peak proceedings.

5. Copies of all interrogatories (and responses) which have been served and answered to date in the two proceedings.

6. A Special Prehearing Conference Order (dated July 13, 1978) and a Prehearing Conference Order (dated December 5, 1978) setting forth the issues in the two proceedings.

7. 5-30-79 Supplemental Answers of TU and its subsidiaries to NRC staff Initial Interrogatories.

8. 4-11-79 Supplemental Answer of TU and its subsidiaries to the 1st set of Interrogatories and Requests for Production of Documents from Department of Justice.

9. 4-30-79 Response of PUB to CP&L's 1st Set of Interrogatories to and Request for Production of Documents from PUB.

10. 5-2-79 Response of PUB to HLP's 1st Request for Production of Documents and to HLP's 1st Set of Written Interrogatories.

11. 4-27-79 Second Supplemental Answer of TU and its subsidiaries to the 1st Set of Interrogatories and Requests for Production of Documents from DOJ.

12. Answer of NRC to 1st Set of Interrogatories and Request For Production of Documents from TUGCO.

13. 6-26-79 Supplemental Response of PUB to HLP's 1st Request for Production of Documents and 1st Set of Interrogatories.

14. 6-18-79 HLP and TU Joint Application for Issuance of Subpoenas.

15. Copy of DOJ/NRC Subpoenas; Motion for Reconsideration.

16. 5-24-79 HLP additional answers to NRC Staff's Initial Interrogatories.

17. 6-18-79 First Set of Interrogatories and Request for Production of Documents from TUGCO and Tex-La.

18. 6-29-79 Supplemental Response of Public Utilities Board of the City of Brownsville for HLP's First Set of Interrogatories and Request for Production of Documents.

19. 7-9-79 Third Supplemental Answer of Texas Utilities to Department of Justice's First Set of Interrogatories and Request for Production of Documents.

20. 7-24-79 Response of Tex-La to First Interrogatories and Request for Production of Documents from TUGCO.

21. Deposition Transcripts of the following witnesses:

- a. William Scott
- b. N.C. Lerner
- c. Ted Hatcher
- d. Carl Stover
- e. Keeper of the Records, Guernsey, Inc.

22. List of Testimony and Articles by Abraham Gerber, Herbert Woodson and D.E. Simmons, Expert Witnesses Designated by HLP.

23. 1-15-74 Letter from T. Austin (TP&L) to T. Kauper (Dept. of Justice), concerning the Commanche Peak Steam Electric Station, Nuclear Units 1 and 2.

24. 7-16-79 Letter to M. Blume (NRC) from F. Ritts (Tex-La), concerning the principles which Tex-La desires to form the basis of Commanche Peak's new license conditions.

25. The following documents which have been produced to the Department by other parties.

- a. 3-18-76 Memo to R.L. Hancock (Austin) from TIS Wheeling Power Task Force, concerning the Wheeling Power Task Force Report.
- b. 12-18-75 Wheeling Power Task Force Report, TIS Operating Subcommittee Meeting, Abilene, Texas.

- c. TIS Wheeling Power Guidelines (Proposed), Brazos Electric Cooperative, Inc.
- d. 9-8-77 Minutes from Meeting on the San Miguel Plant, LCRA-Austin, Texas.
- e. 9-12-77 Letter to R. Helyer (LCRA) from D.E. Simmons (HL&P), concerning the transmission of power from the San Miguel plant.
- f. 2-2-78 Outline of LCRA views on TIS wheeling policy.
- g. 2-16-78 Letter to D.E. Simmons (HL&P) from J.B. Poston (CPS, San Antonio), concerning the TIS Proposed Wheeling Power Policy Guidelines.
- h. 1-2-62 Power Interchange Agreement between Texas Power & Light Company and Houston Lighting & Power Company.
- i. 9-10-35 Agreement between Texas Electric Service Company and West Texas Utilities Company.
- j. 9-22-71 Draft of Power Interchange Agreement between Texas Power & Light Company and Houston Lighting and Power Company.
- k. Excerpts from Contract Dated 7-2-63 between Texas Electric Service Company and Lyntegar Electric Cooperative, Inc.

C. Miscellaneous Materials

- 1. An order of the Railroad Commission of Texas (dated March 3, 1976) in Docket 600.
- 2. Allen Wood's testimony before the SEC, Administrative Proceedings File No. 3-4951, March 3, 1976.
- 3. A copy of the transcript of the Oklahoma Interconnection Conference (2 volumes), November 29-30, 1978.
- 4. Copy of Application by Central Power & Light Co., et al., before the FERC, in Docket No. EL79-8, February 9, 1979.

5. Prepared Testimony of William R. Mayben on Behalf of United States Department of Justice in the Matter of Alabama Power Company Atomic Energy Commission Docket Nos. 50-348A and 50-364A, June, 1974.

6. Testimony of the following engineering witnesses before the NRC in the Matter of The Toledo Edison Company and The Cleveland Electric Illuminating Company (Docket Nos. 50-346A, 50-440A, 50-441A, 50-500A and 50-501A):

a. Harold M. Mozer, P.E.

b. Roland A. Kampmeier

7. Expansion Study of the Central and South West Corporation Electric Power System. Prepared by Power Technologies, Inc., November 14, 1975.

8. Multi-Area Reliability Study of ERCOT and SWPP for The Central and South West Corporation. Prepared by Power Technologies, Inc., May 16, 1977.

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