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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

HOUSTON LIGHTING & POWER COMPANY,
et al.

(South Texas Project, Units
Nos. 1 and 2)

Docket Nos. 50-498A
50-499A

In the Matter of

TEXAS UTILITIES GENERATING
COMPANY, et al.

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

Docket Nos. } 50-445A
50-446A

CONSOLIDATED FOR DISCOVERY

TO: Marshall E. Miller, Esq., Chairman
Atomic Safety and Licensing Board Panel

JOINT APPLICATION FOR ISSUANCE OF SUBPOENAS

Houston Lighting & Power Company and Texas Utilities
Generating Company, pursuant to 10 CFR § 2.720, hereby make
a joint application for the issuance of the following subpoenas,
attached hereto. The subpoenas call for depositions and
production of documents which are relevant to the general
issue of competition in the electric utility industry in
Texas and adjacent areas, access to nuclear power plants and
plans for interstate operation.

Under the schedule for these depositions HL&P and TUGCO will be able to complete discovery within the additional

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"90 plus" days suggested by the Staff for completion of discovery (Tr. 448).

Subpoenas for Deposition

*Retained as
example
of identical
depositions
subpoenas*

1. W. B. Robson, South Texas Electric Coop
2. L. E. Gross, Medina Electric Coop
3. H. E. Hastings, Public Utilities Board
4. Gordon Taylor, Federal Energy Regulatory Commission
5. John W. Wilson, J. W. Wilson & Assoc.
6. R. E. Roundtree, Public Utilities Board
7. Caroline Smith, J. W. Wilson & Assoc.
8. I. Liska, Public Utilities Board
9. N. C. Lerner, Transcomm Inc.
10. Al Cisneros, Manager, Brownsville Navigation District, Brownsville, Texas
11. Carl Stover, C. H. Guernsey, Inc.
12. H. E. Stridel, San Houston Electric Coop
13. John H. Butts, Sam Houston Electric Coop
14. Maynard Human, Western Farmers Coop
15. James Hamett, Southwestern Power Administration
16. Walter Bowers, Southwestern Power Administration
17. James McClanahan, Southwestern Power Administration
18. Kenneth Kerr, Southwestern Power Administration
19. W. H. Holcombe, Houston County Electric Coop
20. Carl Morgan, Jasper-Newton Electric Coop
21. Carl Messec, Rusk County Electric Coop
22. R. H. Hartley, R. W. Beck

345 089

23. W. R. Mayben, R. W. Beck
24. James R. Smith, Cajun Electric Coop
25. L. H. Fish, Arkansas Electric Coop
26. J. C. Driver, Gate City Coop
27. William E. Scott, Economic Regulatory Administration
28. J. D. Eiland, Cap Rock Coop
29. Donald Hart, Taylor Electric Coop
30. J. H. Butts, Deep East Texas Electric Coop
31. J. D. Nichols, Tex-La Coop
32. F. H. Buchanan, Cherokee County Electric Coop
33. G. Lindsey, Public Utilities Board
34. L. R. Gawlik, Public Utilities Board
35. N. R. Lee, Gulf States Utilities
36. R. W. Hardy, Central Power and Light
37. Aaron Autrey, Central Power and Light
38. W. C. Price, Central Power and Light
39. Joe Durham, Central Power and Light
40. Durwood Chalker, West Texas Utilities
41. Holman King, West Texas Utilities
42. John Hutchison, West Texas Utilities
43. Jack Wenders,
44. George Arey
45. A. J. Wood
46. S. B. Phillips, Central and Southwest

345 090

47. B. J. Harris, Central and Southwest
48. Jack Wells, Central and Southwest
49. J. A. Bruggeman, Central and Southwest
50. R. O. Newman, PSO
51. Marchbanks, PSO
52. L. Stall, SWEPCO
53. J. Turk, SWEPCO
54. R. L. Watt, SWEPCO
55. Robert M. Gross, Jr., Southern Engineering Company
56. Franklin Rogers, Southern Engineering Company
57. J. L. Johns, Upshur-Rural Electric Coop

Subpoenas for Production of Documents

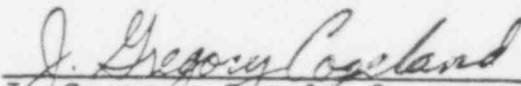
*Retained as
example of
identical
subpoenas.*

- ① 1. Keeper of the Records, South Texas Electric Coop
2. Keeper of the Records, Medina Electric Coop
3. Keeper of the Records, Public Utilities Board
of Brownsville, Texas
4. Keeper of the Records, C. H. Guernsey, Inc.
5. Keeper of the Records, Sam Houston Electric Coop
6. Keeper of the Records, Western Farmers Coop
7. Keeper of the Records, Southwestern Power Administration
8. Keeper of the Records, Houston County Electric Coop
9. Keeper of the Records, Jasper-Newton Electric Coop
10. Keeper of the Records, Rusk County Electric Coop
11. Keeper of the Records, Cajun Electric Coop
12. Keeper of the Records, Arkansas Electric Coop
13. Keeper of the Records, Gate City Coop

345 091

14. Keeper of the Records, Cap Rock Coop
15. Keeper of the Records, Taylor Electric Coop
16. Keeper of the Records, Deep East Texas Electric Coop
17. Keeper of the Records, Tex-La Coop
18. Keeper of the Records, Cherokee County Electric Coop
19. Keeper of the Records, Upshur-Rural Electric Coop

Respectfully submitted,


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Attorneys for Texas Utilities
Generating Company

STATE OF TEXAS §

COUNTY OF HARRIS §



CERTIFICATE OF SERVICE

I hereby certify that copies of "Application for Issuance of Subpoenas" in the captioned matters were served upon the following persons by deposit in the United States mail, first class postage prepaid, this 18th day of June, 1979.

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J. Gregory Copeland

345 095

Subpoena for Deposition

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of

HOUSTON LIGHTING & POWER COMPANY
THE CITY OF SAN ANTONIO
THE CITY OF AUSTIN and
CENTRAL POWER AND LIGHT COMPANY

(South Texas Project, Units Nos.
1 and 2)

§
§
§
§
§
§
§
§
§

Docket Nos. 50-498A
50-499A

SUBPOENA

TO: W. S. Robson
South Texas Electric Coop, Inc.
Foster Field
P. O. Box 2485
Victoria, Texas 77901



YOU ARE HEREBY COMMANDED to appear at Holiday Inn,
2705 E. Houston Highway..... in the city of Victoria,...
Texas..... on the 5th..... day ofSeptember.....
1979.... at 9:30.... o'clock A.M. (and thereafter from day to
day, if necessary) to testify on behalf of Houston Lighting
& Power Company and Texas Utilities Generating Company at
the taking of a deposition in the above-entitled action
pending before the Atomic Safety and Licensing Board of the
Nuclear Regulatory Commission and bring with you the
document(s) or object(s) described in the attached schedule.

345 096

BY ORDER OF THE ATOMIC SAFETY
AND LICENSING BOARD

By _____

....., 19....

J. Gregory Copeland
Attorney for Houston Lighting
& Power Company
BAKER & BOTTS
3000 One Shell Plaza
Houston, Texas 77002
(713) 229-1234

Merlyn D. Sampels
Attorney for Texas Utilities
Generating Company
WORKSAM, FORSYTHE & SAMPELS
2001 Bryan Tower, Suite 2500
Dallas, Texas 75201
(214) 748-9365

10 C.F.R. 2.720(f)

On motion made promptly, and in any event at or before the time specified in the subpoena for compliance by the person to whom the subpoena is directed, and on notice to the party at whose instance the subpoena was issued, the presiding officer or, if he is unavailable, the Commission may (1) quash or modify the subpoena if it is unreasonable or requires evidence not relevant to any matter in issue, or (2) condition denial of the motion on just and reasonable terms.

SCHEDULE TO SUBPOENA FOR DEPOSITION

1. All documents referring or relating to or setting forth instances of competition with Houston Lighting & Power Company and/or (2) Texas Power & Light Company and/or (3) Texas Electric Service Company, and/or (4) Dallas Power & Light Company; and any communications with any of the aforementioned entities.

2. All documents provided to or received from the U.S. Department of Justice or the U.S. Nuclear Regulatory Commission. All documents referring or relating to or setting forth meetings or conversations with any attorney for or employee of the U.S. Department of Justice or U.S. Nuclear Regulatory Commission.

3. All documents provided to or received from an attorney for or an employee of: (1) the Public Utilities Board of the City of Brownsville, Texas; (2) Tex-La Electric Cooperative, Inc.; (3) Central and Southwest Corporation and/or any of its subsidiaries including without limitation Central Power & Light Company, West Texas Utilities Company, Public Service Company of Oklahoma and Southwestern Electric Power Company; and any documents referring or relating to or setting forth meetings or conversations with any of the aforementioned entities.

4. All documents referring or relating to or setting forth consideration given to ownership, or any other form of participation, in a nuclear powered electric generating plant.

5. All documents referring or relating to or setting forth the desirability or feasibility of interconnecting the electric systems in the Texas Interconnected Systems and/or the Electric Reliability Council of Texas with (1) the Southwest Power Pool, and/or (2) Western Systems Coordinating Council.

6. All documents referring or relating to or setting forth any adverse effects resulting from the present lack of interconnections between the Texas Interconnected Systems and/or the Electric Reliability Council of Texas with (1) the Southwest Power Pool and/or (2) the Western Systems Coordinating Council.

Instructions

The period of time for which documents are requested includes the entire period from January 1, 1970 to the date on which documents are made available for inspection and copying by Houston Lighting & Power Company or Texas Utilities Generating Company or their representatives.

Houston Lighting & Power Company and Texas Utilities Generating Company request that the Keeper of the Records identify the specific request or requests to which each document is responsive. Where possible, the Keeper of the Records is requested to maintain the integrity of its filing and recordkeeping systems by producing together documents responsive to this Subpoena, which are found together in the Keeper of the Records' files.

If you claim that any document requested hereunder is privileged, with respect to each such document, please provide the following:

- (a) date;
- (b) type of document;
- (c) identity of author and addresses;
- (d) present location and custodian;
- (e) any other description necessary to enable the custodian to locate the particular document;
- (f) the basis for the claimed privilege; and
- (g) a detailed description of the nature of any judicial protection alleged to be necessary to protect the privilege or confidential nature of any such document.

"Documents" means, without limiting the generality of its meaning, all or original (or copies where originals are unavailable) and non-identical copies (whether different from originals by reason of notation made on such copies or otherwise) of all written, recorded or graphic matter, however produced or reproduced, whether or not now in existence, of correspondence, telegrams, notes or sound recordings of any type of conversation, meeting or conference, minutes of directors' or committee meetings, memoranda, inter-office communications, studies, analyses, notes, books, records, reports, summaries and results of investigations and tests, reviews, contracts, agreements,

pamphlets, diaries, calendar or diary entries, maps, graphs, charts, statistical records, computer data or papers similar to any of the foregoing, however denominated, including preliminary versions, drafts or revisions of any of the foregoing and any supporting, underlying or preparatory material.

RETURN ON SERVICE

Received this subpoena at on
..... and on at
..... served it on the within named
..... by delivering a copy to h.... and
tendering to h.... the fee for one day's attendance and the
mileage allowed by law.

Dated19.... By.....

Service Fees

Travel\$

Services.....\$

.....

Total.....\$

Subscribed and sworn to before me, a
this day of, 19....

Subpoena for Production of Documents

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of §
§
HOUSTON LIGHTING & POWER COMPANY §
THE CITY OF SAN ANTONIO §
THE CITY OF AUSTIN and §
CENTRAL POWER AND LIGHT COMPANY §
§
(South Texas Project, Units Nos. §
1 and 2) §

Docket Nos. 50-498A
50-499A

SUBPOENA

TO: Keeper of the Records

South Texas Electric Coop, Inc.
Foster Field
P. O. Box 2485
Victoria, Texas 77901



YOU ARE HEREBY COMMANDED to make available for
inspection and copying at ..Holiday Inn, 2705 E. Houston Highway
in the city ofVictoria, Texas..... on the .4th.
day of ..September....., 19⁷⁹... the document(s) or
object(s) described in the attached schedule. The depo-
sition will commence at 1:30 p.m.

345 102

BY ORDER OF THE ATOMIC SAFETY
AND LICENSING BOARD

By _____

....., 19....

J. Gregory Copeland
Attorney for Houston Lighting
& Power Company
BAKER & BOTTS
3000 One Shell Plaza
Houston, Texas 77002
(713) 229-1234

Merlyn D. Sampels
Attorney for Texas Utilities
Generating Company
WORKSAM, FORSYTHE & SAMPels
2001 Bryan Tower, Suite 2500
Dallas, Texas 75201
(214) 748-9365

10 C.F.R. 2.720(f)

On motion made promptly, and in any event at or before the time specified in the subpoena for compliance by the person to whom the subpoena is directed, and on notice to the party at whose instance the subpoena was issued, the presiding officer or, if he is unavailable, the Commission may: (1) quash or modify the subpoena if it is unreasonable or requires evidence not relevant to any matter in issue, or (2) condition denial of the motion on just and reasonable terms.

SCHEDULE TO SUBPOENA FOR PRODUCTION OF DOCUMENTS

1. All documents referring or relating to or setting forth instances of competition with Houston Lighting & Power Company and/or (2) Texas Power & Light Company and/or (3) Texas Electric Service Company, and/or (4) Dallas Power & Light Company; and any communications with any of the aforementioned entities.

2. All documents provided to or received from the U.S. Department of Justice or the U.S. Nuclear Regulatory Commission. All documents referring or relating to or setting forth meetings or conversations with any attorney for or employee of the U.S. Department of Justice or U.S. Nuclear Regulatory Commission.

3. All documents provided to or received from an attorney for or an employee of: (1) the Public Utilities Board of the City of Brownsville, Texas; (2) Tex-La Electric Cooperative, Inc.; (3) Central and Southwest Corporation and/or any of its subsidiaries including without limitation Central Power & Light Company, West Texas Utilities Company, Public Service Company of Oklahoma and Southwestern Electric Power Company; and any documents referring or relating to or setting forth meetings or conversations with any of the aforementioned entities.

4. All documents referring or relating to or setting forth consideration given to ownership, or any other form of participation, in a nuclear powered electric generating plant.

5. All documents referring or relating to or setting forth the desirability or feasibility of interconnecting the electric systems in the Texas Interconnected Systems and/or the Electric Reliability Council of Texas with (1) the Southwest Power Pool, and/or (2) Western Systems Coordinating Council.

6. All documents referring or relating to or setting forth any adverse effects resulting from the present lack of interconnections between the Texas Interconnected Systems and/or the Electric Reliability Council of Texas with (1) the Southwest Power Pool and/or (2) the Western Systems Coordinating Council.

Instructions

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Houston Lighting & Power Company and Texas Utilities Generating Company request that the Keeper of the Records identify the specific request or requests to which each document is responsive. Where possible, the Keeper of the Records is requested to maintain the integrity of its filing and recordkeeping systems by producing together documents responsive to this Subpoena, which are found together in the Keeper of the Records' files.

If you claim that any document requested hereunder is privileged, with respect to each such document, please provide the following:

- (a) date;
- (b) type of document;
- (c) identity of author and addressees;
- (d) present location and custodian;
- (e) any other description necessary to enable the custodian to locate the particular document;
- (f) the basis for the claimed privilege; and
- (g) a detailed description of the nature of any judicial protection alleged to be necessary to protect the privilege or confidential nature of any such document.

"Documents" means, without limiting the generality of its meaning, all or original (or copies where originals are unavailable) and non-identical copies (whether different from originals by reason of notation made on such copies or otherwise) of all written, recorded or graphic matter, however produced or reproduced, whether or not now in existence, of correspondence, telegrams, notes or sound recordings of any type of conversation, meeting or conference, minutes of directors' or committee meetings, memoranda, inter-office communications, studies, analyses, notes, books, records, reports, summaries and results of investigations and tests, reviews, contracts, agreements,

pamphlets, diaries, calendar or diary entries, maps, graphs, charts, statistical records, computer data or papers similar to any of the foregoing, however denominated, including preliminary versions, drafts or revisions of any of the foregoing and any supporting, underlying or preparatory material.

RETURN ON SERVICE

Received this subpoena at on
..... and on at
..... served it on the within named
..... by delivering a copy to h.... and
tendering to h.... the fee for one day's attendance and the
mileage allowed by law.

Dated19.... By.....

Service Fees

Travel\$

Services.....\$

.....

Total.....\$

Subscribed and sworn to before me, a
this day of, 19....