

NRC PUBLIC DOCUMENT ROOM
UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)	
)	
HOUSTON LIGHTING AND POWER)	Docket Nos. 50-498A
CO., et al. (South Texas)	50-499A
Project, Units 1 and 2))	
)	
TEXAS UTILITIES GENERATING)	Docket Nos. 50-445A
COMPANY (Comanche Peak Steam)	50-446A
Electric Station, Units 1)	
and 2))	

REPORT OF THE DEPARTMENT OF JUSTICE - May, 1979

Pursuant to the order dated June 21, 1978, issued by the Atomic Safety and Licensing Board ("Board"), the Department of Justice ("Department") submits this report on the progress made by the Department in implementing discovery during the month of May, 1979.

During the month of May, the Department reviewed supplementary interrogatory answers and documents produced by Houston Lighting and Power Company ("HL&P") and Texas Utilities Generating Company ("TUGCO") in answer to the Department's initial interrogatories and document requests filed last November. These supplementary answers and documents were produced, following meetings among counsel, in response to Board orders issued March 6, 9 and 12, 1979. The Department has been in contact with attorneys for both HL&P and TUGCO since reviewing their supplementary productions and is still awaiting compliance on a few outstanding

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matters. However, the Department is confident that the small issues which remain with respect to the Department's first discovery requests can now finally be resolved without further problem or delay.

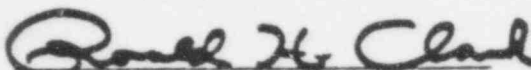
On May 11, 1979, the Department filed an answer to the motions of Gulf States Utilities Company ("GSU") for a protective order and for an order setting conditions for compliance with the subpoena served on it by the City of Brownsville ("Brownsville"). The Department, as expressed in its answer, is concerned about the long delay which has surrounded compliance with the GSU subpoena. The Department has arranged to review whatever documents are produced to Brownsville. It had hoped to complete that task long before now.

On May 17-18, 1979, the Department reviewed documents in the possession of the Southwestern Electric Power Company ("SWEPCO"), one of the Central and Southwest ("CSW") companies. On May 29-31, 1979, the Department examined documents at the headquarters of Central Power and Light Company ("CP&L"). Additionally, the Department is in the process of arranging to examine documents at West Texas Utilities ("WTU").

The Department has also been involved in discussions with counsel for HL&P regarding the reciprocal exchange of prior testimony of individuals named as expert witnesses in these proceedings.

In addition to the foregoing, the Department has been continuing both its field work and the review of documents already in its possession.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Ronald H. Clark". The signature is written in a cursive style with a large, prominent "R" and "C".

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Dated: June 1, 1979

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CERTIFICATE OF SERVICE

I hereby certify that service of the foregoing REPORT OF THE DEPARTMENT OF JUSTICE - May, 1979 has been made on the following parties listed hereto this 1st day of June, 1979, by depositing copies thereof in the United States mail, first class, postage prepaid.

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