

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 81-72-E - ORDER NO. 81-403

June 2, 1981

IN RE: Application of South Carolina Electric)	ORDER
and Gas Company For a General Increase)	RESCHEDULING
in Rates and Charges for Electric)	HEARING
Service.)	

On May 8, 1981, this Commission issued its Order No. 81-331 whereby the Commission ordered the hearing in the instant docket to commence on Monday, July 13, 1981, at 11:00 A.M. in the offices of the Commission.

Thereafter, on May 13, 1981, the Intervenor, Fairfield United Action and John C. Ruoff, moved the Commission for a "modest continuance" of the commencement of the hearing scheduled in this matter to a date after July 24, 1981. It appears that the Atomic Safety and Licensing Board of the United States Nuclear Regulatory Commission will be conducting a second phase of hearings regarding the licensing of the V. C. Summer Nuclear Plant at that time.

On May 22, 1981, South Carolina Electric and Gas Company (hereinafter "the Company") filed an Answer to the Intervenor's Motion for Continuance. The Company also requested the Commission to continue the hearing in the instant docket given the absolute need to maintain the current licensing schedule for the V. C. Summer Plant.

The Commission believes it is of the utmost importance that the Atomic Safety and Licensing Board (ASLB) hear and dispose of issues concerning the licensing of the Virgil C. Summer nuclear plant.

Therefore, the Commission will continue the commencement of the proceedings in this matter until July 27, 1981, at 11:00 A.M. The Commission notes, however, that dates for its hearings are set without consulting applicants, petitioners or intervenors. The main criteria used in scheduling a case are:

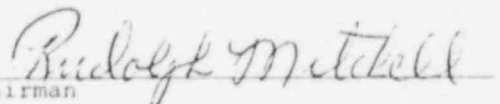
- a) complexity of case;
- b) estimated length of time to hear case;
- c) number of cases to be heard;
- d) time available to Commission and staff.

The present schedule and case load confronting the Commission will out of necessity permit the instant rate case to be heard no longer than through August 28, 1981.

IT IS THEREFORE ORDERED:

1. That the hearing previously scheduled in this matter be rescheduled to commence in the offices of the Commission, 111 Doctors Circle, Columbia, South Carolina, on Monday, July 27, 1981, at 11:00 A.M.
2. That all other provisions of Order No. 81-331 dated May 8, 1981, issued in this docket remain in full force and effect.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Acting Executive Director

(SEAL)

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of:

SOUTH CAROLINA ELECTRIC AND GAS
COMPANY, et al.

(Virgil C. Summer Nuclear Station,
Unit 1)

Docket No. 50-395 OL

June 5, 1981

AFFIDAVIT OF MARY ELLEN R. WESTMORELAND

My name is Mary Ellen R. Westmoreland. I live at Route 2, Box 125, St. Matthews, South Carolina. I am employed as a secretary by Palmetto Alliance, Incorporated, 2135½ Devine Street, Columbia, South Carolina.

On April 10, 1981, I typed and mailed for Mr. Michael Lowe, a staff member of Palmetto Alliance, a letter to the Hon. Thomas F. Hartnett and the same letter to other members of the Congressional delegation from South Carolina inquiring about a letter which the delegation had sent to the Hon. John F. Ahearne of the Nuclear Regulatory Commission on February 19, 1981.


Among other things, the letter to Representative Hartnett asked for "the name and organizational affiliation of the person or persons who prepared your request to former Commissioner Ahearne or the underlying information."

Shortly thereafter, Mr. Lowe received a letter from Representative Hartnett responding to Mr. Lowe's letter of April 10. That letter indicated that South Carolina Electric and Gas Company and South Carolina Public Service Authority representatives had contacted him concerning the operating license for the Summer facility. A copy of that letter is attached to this affidavit and marked Attachment C.

I hereby certify that the foregoing is true and accurate to the best of my knowledge.


Mary Ellen R. Westmoreland

SWORN to and subscribed before me
this 5th day of 6 - 1981.

 (L.S.)

NOTARY PUBLIC FOR SOUTH CAROLINA

My Commission Expires: 5-25-91

Congress of the United States
House of Representatives
Washington, D.C. 20515

April 22, 1981

Mr. Michael Lowe
Palmetto Alliance, Incorporated
2135 1/2 Devine Street
Columbia, South Carolina 29205

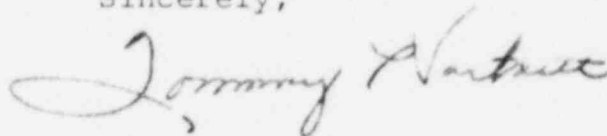
Dear Mr. Lowe:

Thank you for your letter of recent date.

I was contacted several weeks ago by officials of South Carolina Electric and Gas, the majority owner, and the South Carolina Public Service Authority, the minority owner of the V.C. Summer Nuclear Station concerning the operating license for the aforementioned facility. As a proponent of nuclear power as an interim form of energy, I am concerned about the approximate \$20,000,000 per month that it will cost the already overburdened consumers of our state.

As a member of Congress, one of my priorities will be to see that this great country of ours will be able to meet its energy needs for the future.

Sincerely,



Thomas F. Hartnett, M.C.

TH/js/bm

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of:

SOUTH CAROLINA ELECTRIC AND GAS
COMPANY, et al.

(Virgil C. Summer Nuclear Station,
Unit 1)

Docket No. 50-395 OL

June 5, 1981

AFFIDAVIT OF SERVICE

PERSONALLY appeared before me John C. Ruoff who affirms that he did on this 5th day of June 1981 serve copies of the attached Application for Stay Pending Review on the below-named persons by placing them in the United States mail, first-class postage prepaid.

Alan S. Rosenthal, Chairman
Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. John H. Buck, Member
Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Christine N. Kohl, Member
Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory Commission
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Herbert Grossman, Esq.
Chairman, Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Mr. Brett Allen Bursey
Rt. 1, Box 93-C
Little Mountain, SC 29076

Dr. Frank F. Hooper
School of Natural Resources
University of Michigan
Ann Arbor, MI 48109

Mr. Gustave A. Linenberger
Member, Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Chairman, Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

George Fischer, Esq.
Vice President and Group Executive-Legal
South Carolina Electric & Gas Co.
P.O. Box 764
Columbia, SC 29218

Steven C. Goldberg, Esq.
Office of the Executive Legal Director
U.S. Nuclear Regulatory Commission
Washington, DC 20555

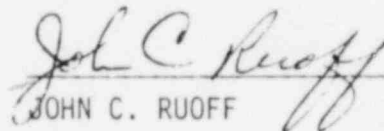
Mr. Chase R. Stephens
Docketing and Service Section
Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Randolph R. Mahan
South Carolina Electric & Gas Co.
P.O. Box 764
Columbia, SC 29218

Samuel J. Chilk
Secretary of the Commission
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Richard P. Wilson, Esq.
Assistant Attorney General
South Carolina Attorney General's Office
P.O. Box 11549
Columbia, SC 29211

Joseph B. Knotts, Jr.
Debevoise & Liberman
1200 17th St., NW
Washington, DC 20036


JOHN C. RUOFF

AFFIRMED and subscribed before me
this Sunday of June 1981.

 (L.S.)

NOTARY PUBLIC FOR SOUTH CAROLINA

My Commission Expires: 9/25/1989