

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	Docket No. 50-367
)	
NORTHERN INDIANA PUBLIC)	(Construction Permit
SERVICE COMPANY)	Extension)
)	
(Bailly Generating Station,)	July 24, 1981
Nuclear-1))	

NORTHERN INDIANA PUBLIC SERVICE COMPANY'S
RENEWED MOTION FOR PROTECTIVE ORDER

On June 29, 1981, "Porter County Chapter Intervenors" (PCCI) filed a Notice of Depositions of Allen H. Petersen, Forrest G. Hipple, and Carl R. Kulawinski, employees of Northern Indiana Public Service Company (NIPSCO). The stated dates for the depositions are September 9, 15, and 22, 1981, respectively.

NIPSCO advised counsel for PCCI that the specified employees would not appear and, on July 8, 1981, asked the Board to enter a protective order in view of NIPSCO's then-pending Motion for Establishment of Schedule.

On July 10 the Board issued its "Order (Closing Discovery)" which requires that all depositions "be scheduled by August 28, 1981." Nevertheless, counsel for PCCI has served an Amended Notice of Depositions (dated July 21, 1981) which identifies another reporting service but does not alter the dates previously specified for the depositions (i.e., September 9, 15, and 22).

Therefore NIPSCO again requests a protective order providing that the depositions of Messrs. Petersen, Hipple, and Kulawinski

may not be taken on the dates specified. The Board has established the final date for depositions and no justification has been offered for an exception.

Respectfully submitted,

EICHHORN, EICHHORN & LINK
5243 Hohman Avenue
Hammond, Indiana 46320

By: William H. Eichhorn
William H. Eichhorn

Attorneys for Northern Indiana
Public Service Company

LOWENSTEIN, NEWMAN, REIS
& AXELRAD
1025 Connecticut Avenue, N.W.
Washington, D.C. 20036

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	Docket No. 50-367
)	
NORTHERN INDIANA PUBLIC)	(Construction Permit
SERVICE COMPANY)	Extension)
)	
(Bailly Generating Station,)	July 24, 1981
Nuclear-1))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the following documents:

Northern Indiana Public Service Company's
Answer to (1) Illinois' Motion (July 17)
for Clarification of Order and (2) PCCI's
Motion (July 22) for Clarification or
Reconsideration of Order

Northern Indiana Public Service Company's
Renewed Motion for Protective Order

were served on the following by deposit in the United States
mail, postage prepaid, on this 24th day of July, 1981:

Herbert Grossman, Esquire, Chairman
Administrative Judge
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Robert L. Holton
Administrative Judge
School of Oceanography
Oregon State University
Corvallis, Oregon 97331

Dr. J. Venn Leeds
Administrative Judge
10807 Atwell
Houston, Texas 77096

Docketing and Service Section
Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Howard K. Shapar, Esquire
Executive Legal Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Stephen H. Lewis, Esquire
Office of the Executive Legal Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Susan Sekuler, Esquire
Environmental Control Division
188 West Randolph Street
Suite 2315
Chicago, Illinois 60601

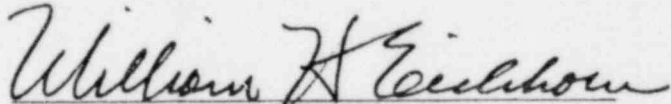
Robert J. Vollen, Esquire
c/o BPI
109 North Dearborn Street
Suite 1300
Chicago, Illinois 60602

Edward W. Osann, Jr., Esquire
One IBM Plaza
Suite 4600
Chicago, Illinois 60611

Robert L. Graham, Esquire
One IBM Plaza
44th Floor
Chicago, Illinois 60611

Mr. Mike Olszanski
Mr. Clifford Mezo
United Steelworkers of America
Local 1010
3703 Euclid Avenue
East Chicago, Indiana 46312

Mr. George Grabowski
Ms. Anna Grabowski
3820 Ridge Road
Highland, Indiana 46322



WILLIAM H. EICHHORN
Eichhorn, Eichhorn & Link
5243 Hohman Avenue
Hammond, Indiana 46320

Attorneys for Northern Indiana
Public Service Company