

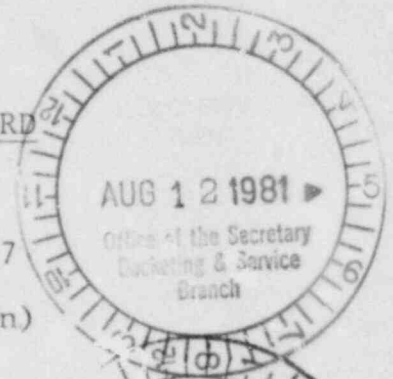
UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)

NORTHERN INDIANA PUBLIC)
SERVICE COMPANY)
(Bailly Generating Station,)
Nuclear-1))

Docket No. 5-367
(Construction
Permit Extension)



PORTER COUNTY CHAPTER INTERVENORS' SECOND
MOTION TO COMPEL FURTHER STAFF
RESPONSE AND PRODUCTION OF DOCUMENTS
PURSUANT TO PCCI'S SECOND REQUEST



On May 19, 1981, Porter County Chapter Intervenor ("PCCI") submitted their Second Request to the NRC for Production of Documents. Some of the requested documents were dependent on the staff's answers to PCCI's First Set of Interrogatories to the NRC Staff, which was also filed on May 19, 1981. On July 24, 1981 the staff answered PCCI's Interrogatories, and enclosed a letter from Stephen H. Lewis, Staff Counsel, to one of the attorneys for PCCI, apparently intended as a response to that portion of PCCI's document request which related to the interrogatory answers.^{*/} Because of deficiencies in the staff's response, PCCI file the instant motion requesting the Board to order the staff to respond in a sufficient manner to PCCI's Second Request.

^{*/} Paragraphs 4 through 9 and 12 of the Second Request.

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The staff letter states: "Enclosed are documents responsive to Paragraphs 4, 7, 8 and 12 of your Second Request which a diligent search of our files has revealed" and that "[n]o documents are provided in response to paragraphs 5, 6 and 9." The letter does not state that all documents which the "search" has "revealed" have been produced, nor does it state whether any are being withheld, and, if so, the basis for such withholding.

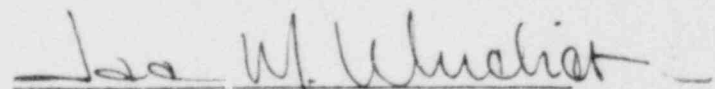
The staff should be ordered to provide a definitive response as to whether it has indeed produced all the documents responsive to Paragraphs 4 through 9 and 12 of PCCI's Second Request.

DATED: August 10, 1981

Respectfully submitted,

Robert J. Vollen
Jane M. Whicher

by:



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