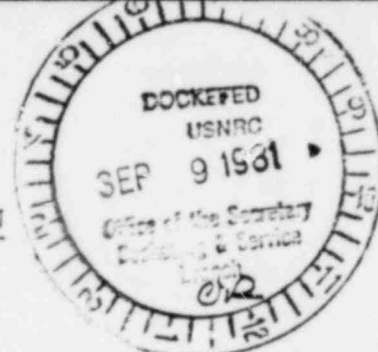


8/31/81

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



In The Matter of
ILLINOIS POWER COMPANY, SOYLAND
POWER COOPERATIVE, INC. and
WESTERN ILLINOIS POWER COOPERATIVE,
INC.

Docket Nos. 50-461 OL
50-462 OL

(Operating Licenses for Clinton
Power Station, Units 1 and 2)

REQUEST FOR GUIDANCE
ON DISCOVERY



The PEOPLE OF THE STATE OF ILLINOIS (Illinois) by
TYRONE C. FAHNER, Attorney General of the State of Illinois,
participating in the above captioned proceeding as an interested
state, pursuant to 10 C.F.R. §2.715(c), requests that the Atomic
Safety and Licensing Board (the Board) provide guidance as to
further discovery in this proceeding. In support of this
request Illinois recites the following:

1. On May 29, 1981 the Board entered a Memorandum and
Order admitting Illinois and Prairie Alliance, et al. (Prairie
Alliance), to this proceeding, accepting contentions and ordering
a hearing. Paragraph 6 of the Order states that the first round
of discovery requests shall be completed by July 27, 1981, and
that "[g]uidance as to the timing of further discovery will be
given by the Board as needed. . . . "

2. On June 26, 1981 Illinois filed by mail its First
Set of Interrogatories and Request for Production of Documents
to Illinois Power Company, et al. (Illinois Power).

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Prairie Alliance, Illinois Power, and NRC Staff also filed discovery requests.

3. On August 4, 1981 counsel for Illinois received Illinois Power's response to Illinois' discovery requests. Illinois Power's production of documents was partial: it stated in answer to some of the requests that relevant documents are available for inspection at its offices. The parties have not yet arranged for an inspection of those documents.

4. Illinois wishes to proceed with further discovery requests, but it has refrained from doing so pending guidance from the Board. In particular, Illinois would like to file additional interrogatories and document production requests, schedule depositions, and file a motion to compel answers to discovery requests to which Illinois Power objected. However, it is not clear from the Board's Memorandum and Order whether Illinois can move forward without the Board's approval. Therefore, Illinois respectfully asks the Board to address the following questions:

- a. When Illinois, and the other parties, may proceed with the additional discovery indicated above;
- b. What time limitations should the parties adhere to in additional discovery activities, if not those provided in the NRC Rules of Practice and Procedure; and

- c. What the Board anticipates will be the deadline for the completion of all discovery.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

TYRONE C. FAHNER
Attorney General
State of Illinois

BY:

Philip L. Willman

PHILIP L. WILLMAN
Assistant Attorney General
Environmental Control Division
188 West Randolph Street
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Chicago, Illinois 60601
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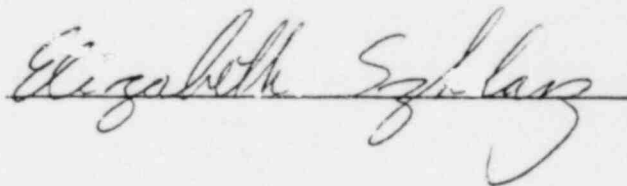
OF COUNSEL:

REED NEUMAN

DATED: August 31, 1981

PROOF OF SERVICE

I, ELIZABETH SZKLARZ, having been sworn and under oath, do state that I have this 31st day of August, 1981, served the foregoing Notice and Request for Guidance on Discovery, upon the persons to whom said Notice is directed, by posting same in envelopes addressed to said persons, by first class mail, postage prepaid, with the United States Postal Service located at 160 North LaSalle Street, Chicago, Illinois 60601.



SUBSCRIBED AND SWORN TO
BEFORE ME THIS 31ST DAY
OF AUGUST, 1981.


NOTARY PUBLIC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

IN THE MATTER OF)
ILLINOIS POWER COMPANY,)
SCOTLAND POWER COOPERATIVE, INC.)
and WESTERN ILLINOIS POWER)
COOPERATIVE, INC.)
) Docket Nos. 50-461 OL
(Operating Licenses for Clinton) 50-462 OL
Power Station, Units 1 and 2)

NOTICE

TO:

Hugh K. Clark, Esq., Chairman
P.O. Box 127A
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School of Engineering
Howard University
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Washington, D.C. 20059

Dr. Oscar H. Paris
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Richard J. Goddard
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Washington, D.C. 20555

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Champaign, Illinois 61820

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Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

PLEASE TAKE NOTICE THAT I have filed with the Secretary of the United States Nuclear Regulatory Commission The State of Illinois' Request For Guidance On Discovery. A copy of this document is attached hereto and hereby served upon you.

Philip L. Willman

PHILIP L. WILLMAN
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DATED: August 31, 1981