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

In the Matter of  
Pacific Gas and Electric Company  
Diablo Canyon Nuclear Power Plant  
Units 1 and 2  
Facility Operating Licenses  
No. DPR-80 and DPR-82

Docket Nos. 50-275-OLA-2  
50-323-OLA-2  
ASLBP No. 92-669-03-OLA-2

March 22, 1993

Intervenor San Luis Obispo Mothers for Peace  
Motion to Compel Pacific Gas and Electric Company  
to Respond to the First Set of Interrogatories and Requests  
for Production of Documents Filed by  
San Luis Obispo Mothers for Peace (Re: Contention U)

On February 16, 1993 the San Luis Obispo Mothers for Peace ("SLOMFP") filed its First Set of Written Interrogatories and Requests for Production of Documents to Pacific Gas and Electric Company ("PG&E"). PG&E responded to inquiries regarding Contention U on March 10, 1993: PG&E's Response to First Set of Interrogatories and Request for Production of Documents Filed by SLOMFP (Re: Contention U) ("PG&E's Response to Contention U").

In its Response to Contention U, PG&E put forth a "general objection." PG&E refused to respond to over half of the SLOMFP interrogatories and requests for production of documents based on the belief that PG&E must respond only to interrogatories concerning "the effectiveness of PG&E's implementation of interim compensatory measures" and need not respond to inquiries into the issues of Thermo-Lag or the adequacy of PG&E's fire protection at Diablo Canyon Nuclear Power Plant. PG&E's Response to Contention U at 2.

The SLOMFP disagrees with PG&E's argument and justifies its requests and inquiries of PG&E by the following needs.

The SLOMFP needs a comprehensive description of areas in which fire watches and fire suppression systems are carried out. SLOMFP needs to know if personnel are physically able to perform the hourly fire watches. [SLOMFP Document Request 18]

SLOMFP seeks to learn the implications to fire protection from hazards such as combustibles and seismic events. [SLOMFP Interrogatories 21(a), 21(b), 21(c), Document Requests 2, 7, 13, 14, 31]

SLOMFP wants to know (and verify) what safety-related equipment and components may be disabled in the event of a fire. [SLOMFP Interrogatories 1(a), 1(b), 22, Document Request 21]

SLOMFP needs to know the expected duration from fire detection to fire suppression to determine the impact on nearby systems and components. [SLOMFP Interrogatories 1(d), 1(e), 1(f), 8, 24, 29, 30, 31, 27, Document Requests 34, 35, 36]

SLOMFP seeks to learn about Thermo-Lag installation at Diablo Canyon Nuclear Power Plant ("DCNPP") and how it may react in the event of a fire. [SLOMFP Interrogatories 14, 15, 16, 25, Document Requests 15, 37]

SLOMFP needs to learn of recent experiences at DCNPP involving fire, deficiencies in fire barriers, problems with missed fire watches, etc. in order to better evaluate the implementation of PG&E's fire protection program. [SLOMFP Interrogatories 17, 18, 19] Note that PG&E refused to answer interrogatory 17 and only partially answered SLOMFP interrogatories 18 and 19. PG&E responder with LERs "since NRC Bulletin 92-01 was issued." PG&E Response to Contention V at 16, 17. The SLOMFP interrogatories requested all LERs by PG&E for deficiencies in fire barriers and for problems with hourly and/or continuous fire watches (e.g., missed fire watches or failure to set up a fire watch in a timely manner given a known

degraded fire barrier]. First Set of Written Interrogatories and Requests for Production of Documents to PG&E [February 16, 1993] at B-5, B-6.

SLOMFP needs to know how the interim compensatory fire protection measures interact with other fire protection measures. [SLOMFP Document Requests 9, 16, 20, 33]

SLOMFP wants to know how fire protection has changed/improved as a result of compensation for the faulty fire barrier, Thermo-Lag. [SLOMFP Interrogatories 6, 7, 23, 27, 28, 32, Document Requests 3, 17, 25]

SLOMFP seeks to learn of the advice PG&E has received and if that advice was implemented. [SLOMFP Interrogatories 20, Document Request 6, 11, 12, 24]

The SLOMFP further relies on the recent Atomic Safety and Licensing Board's Memorandum and Order [Discovery Motions] which states that "[i]n the context of discovery... matters reasonably calculated to lead to information pertinent to the contention are also included. 10 C.F.R. 2.740(b)(1)." [March 11, 1993] at 3.

PG&E refers the SLOMFP to the Public Document Room for certain information. In Document Request 1, SLOMFP requested the current, interfiled, portions of the Diablo Canyon Nuclear Power Station Updated Safety Analysis Report which addresses fire protection issues. SLOMFP First Set of Written Interrogatories and Requests for the Production of Documents to PG&E [February 16, 1993] at 1. PG&E referred the SLOMFP to Chapter 9 of the Updated FSAR in the Public Document Room. PG&E quotes CFR 2.740(b)(1) "Where any book, document or other tangible thing sought is reasonably available from another source... a sufficient response to an interrogatory involving such materials would be the location, the title and a page reference to the relevant book, document, or tangible thing." PG&E

Response to Contention U, at 26, 27. But it is not reasonable for the SLOMFP to have to put forth the extraordinary effort to sift through the many amendments and revisions to the original document when [it is assumed] that PG&E has an updated version on its shelf. At the very least, PG&E must provide the SLOMFP with the locations, titles, dates and page numbers of each relevant revision.

For the reasons stated above, the SLOMFP hereby moves to compel PG&E to respond in full to the SLOMFP interrogatories and requests for production of documents filed on February 16, 1993 and noted above.

Respectfully submitted,

*Nancy Culver*

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Certificate of Service

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I hereby certify that copies of the foregoing Intervenor San Luis Obispo Mothers for Peace Motion to Compel Pacific Gas and Electric Company to Respond to the First Set of Interrogatories and Requests for Production of Documents Filed by San Luis Obispo Mothers for Peace (Re: Contention V) have been served upon the following persons by U.S. mail, first class.

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Dated March 22, 1993, San Luis Obispo County, CA  
Jill ZamEk

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