

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
82 APR 22 P3:11

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

DUKE POWER COMPANY, et al.

(Catawba Nuclear Station,
Units 1 and 2)

)
)
)
)
)

Docket Nos. 50-413
50-414

PALMETTO ALLIANCE MOTION TO REQUIRE
STAFF ANSWERS TO INTERROGATORIES

Pursuant to 10 CFR Section 2.720(h)(2)(ii), Intervenor Palmetto Alliance herewith files the attached First Set of Interrogatories and Requests to Produce with the Licensing Board which are served on the Applicants and Commission Staff including the Executive Director for Operation.

Intervenor requests that the Commission Staff voluntarily answer the interrogatories and serve upon Intervenor copies of the documents of which production is sought.

If such voluntary responses by Staff are refused, Palmetto Alliance moves for an order directing the Staff to answer on the grounds that answers to these interrogatories are necessary to a proper decision in this proceeding and that, in some part not now fully known to Intervenor, answers to the interrogatories are not reasonably obtainable from any other source.

Palmetto Alliance further requests that the Board direct or "urge", as appropriate, the Staff to make "as much effort as possible...to assist the intervenors in obtaining the relevant information they seek to develop their positions to the fullest possible extent," as approved by the Appeal Board in Pennsylvania Power and Light Company, et al., (Susquehanna Steam Electric

8204260 107

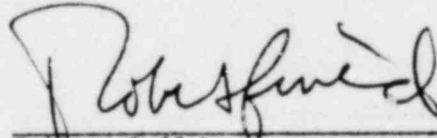
Station, Units 1 and 2), ALAB-613, 12 NRC 317 at 336 (1980), to include such measures as "lending documents and transcripts to intervenor's representatives, giving them extra copies unneeded by staff, and setting up an additional local Public Document Room...where the...representatives reside - some 100 miles distant from the plant site." Id.

In support of this Motion and Request Palmetto Alliance asserts that it is a not-for-profit membership organization with extremely limited financial resources, that it can not afford to purchase the transcript of this proceeding or to travel to the NRC Public Document Room in Washington, D.C., to inspect Commission documents, that its representatives reside and work some 75 miles from the facility, in Columbia, South Carolina and that inspection of documents and research in the local Public Document Room in Rock Hill presents a significant hardship on this Intervenor.

Palmetto Alliance further asserts that this round of discovery is conducted at the direction of the Board in order to meet the burden imposed upon this Intervenor by the Board to revise and make more specific contentions only conditionally admitted, such revisions after discovery required by July 6, 1982. In addition to professional obligations of Intervenor's counsel, including work on other NRC licensing proceedings, counsel for Palmetto Alliance is attempting to respond to some 425 individually numbered "specific interrogatories," 4 "general interrogatories," with 16 subparts, and Requests to Produce "any and all documents, of whatever description, identified in the responses to the Applicants' interrogatories," recently served by Duke Power Company, et al. Therefore, such Staff responses and assistance is essential in order for Palmetto Alliance to timely respond to the Board's directions, and meet it's other obligations.

WHEREFORE, Palmetto Alliance respectfully requests that the Staff voluntarily respond to this discovery or that the Board direct Staff response and urge assistance as herein described, and that the Board grant such further relief as is just and reasonable.

April 20, 1982

A handwritten signature in dark ink, appearing to read "Robert Guild", written over a horizontal line.

Robert Guild
314 Pall Mall
Columbia, South Carolina
29201

Counsel for Palmetto Alliance

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

DUKE POWER COMPANY, et al.

(Catawba Nuclear Station,
Units 1 and 2)

)
)
) Docket No. 40-413
) 40-414
)

CERTIFICATE OF SERVICE

I hereby certify that copies of "Palmetto Alliance First Set of Interrogatories and Requests to Produce and Palmetto Alliance Motion to Require Staff Answers to Interrogatories" in the above captioned matters, have been served upon the following by deposit in the United States mail this 20 th day of April, 1982.

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

Dr. A. Dixon Callihan
Union Carbide Corporation
P.O. Box Y
Oak Ridge, Tennessee 37830

Dr. Richard F. Foster
P.O. Box 4263
Sunriver, Oregon 97701

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

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

George E. Johnson, Esq.
Office of the Executive Legal
Director
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

William L. Porter, Esq.
Albert V. Carr, Jr., Esq.
Ellen T. Ruff, Esq.
Duke Power Company
P.O. Box 33189
Charlotte, North Carolina 28242

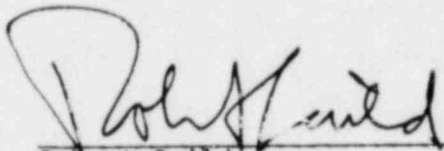
Richard P. Wilson, Esq.
Assistant Attorney General
State of South Carolina
P.O. Box 11549
Columbia, South Carolina 29211

Jesse L. Riley
854 Henley Place
Charlotte, North Carolina 28207

Scott Stucky
Docketing and Service Station
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Henry A. Presler
Charlotte-Mecklenburg
Environmental Coalition
943 Henley Place
Charlotte, North Carolina 28207

Executive Director for
Operations
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555


Robert Guild
Attorney for Intervenor