

RELATED CORRESPONDENCE

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

DOCKETED

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In the Matter of)	ASLBP Nos.	78-389-03 OL
)		80-429-02 SP
CONSUMERS POWER COMPANY)	Docket Nos.	50-329 OL
)		50-330 OL
(Midland Plant, Units 1 and 2))		50-329 OM
)		50-330 OM

INTERVENOR WENDELL H. MARSHALL'S REQUEST FOR PRODUCTION
OF DOCUMENTS TO THE NUCLEAR REGULATORY COMMISSION STAFF

TO: Nuclear Regulatory Commission Staff

Intervenor Wendell H. Marshall, pursuant to the Atomic Safety and Licensing Board's Order of April 6, 1983, hereby requests the Nuclear Regulatory Commission ("Commission" or "NRC") Staff to produce and make available for inspection and/or copying each document in the possession or custody of the NRC Staff or subject to the control of the NRC Staff, its agents, or its attorneys, as requested below.

DEFINITIONS

As used herein, and unless the context otherwise requires, the terms:

(a) The Nuclear Regulatory Commission or "NRC" shall mean the Nuclear Regulatory Commission, its branches, departments, offices, sections, subdivisions, its present and former commissioners, administrators, management, employees, agents, representatives, consultants or officials, or their agents, attorneys, or representatives.

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(b) "Document" shall mean every writing of every type or description, and every other instrument or device by which, through which, or on which information has been recorded and/or preserved, including but not limited to memoranda, notes, letters, drawings, files, graphs, charts, photographs, slide presentations, handwritten notes, logs, ledgers, studies, data sheets, appointment calendars, telephone messages, voice recordings and other data compilations or other media on which or through which information of any type is transmitted, recorded or preserved.

(c) "Communication" shall mean communication, discussion, conversation, letter, memorandum, telephone call, message or direction whether written or oral, or whether in person, by telephone, or by mail.

DOCUMENTS TO BE PRODUCED

1. Any and all documents relating in any way to any inspections conducted by the Office of Special Cases, Midland Section, concerning the dewatering wells at the Midland nuclear power plant, all NRC Inspection and Enforcement Reports and any other investigation of water systems which affect in any way the dewatering program, including, but not limited to, ongoing NRC investigations. Describe the nature and scope of any ongoing NRC investigation.

2. Any and all documents relating in any way to communications between Region III and any other office, or branch of the NRC, or between offices, branches or divisions of the NRC, concerning (a) the reports mentioned in Document Request No. 1 above, or (b) the investigations listed in Document Request No. 1 above.

3. Any and all documents prepared by Region III in the 1980 to 1983 period which relate in any way to comparisons of the Midland nuclear power plant to other nuclear plants in terms of the following:

(a) the number of wells reported to NRC

- (b) the size of wells filed by Consumers Power Company ("CPC") with NRC
- (c) the overall rating of the dewatering pumps at Midland plant as compared to other plants in Region III and other plants under construction in the United States and the amount of electricity to be used in the dewatering program at Midland.

4. Any and all documents, including any technical analysis performed by or submitted to the NRC, relating to:

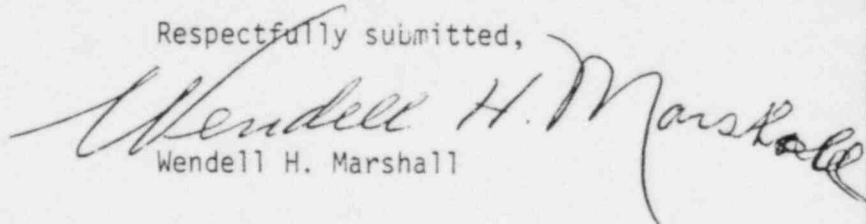
- (a) the NRC decision to allow underpinning work to commence in December, 1982, at the Midland plant and its relation to the dewatering program
- (b) the total number of 6" and 8" wells and depth
- (c) the total number of longer wells and depth
- (d) total amount of water to be pumped

5. Any and all documents relating in any way to independent water audits at Midland; the NRC's acceptance criteria for these audits; and NRC actions on these audits.

6. Confirm in writing the NRC Staff's previous representations that no documents exist which relate in any way to:

- (a) Dewatering Program
- (b) Number and size of wells
- (c) Quantity of water to be pumped
- (d) Electricity demand for all wells and the 1982 stop-work orders issued by CPC and the CPC decisions to lift these stop-work orders concerning the dewatering program

Respectfully submitted,


Wendell H. Marshall

DATED: April 22, 1983

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of)

CONSUMERS POWER COMPANY)

(Midland Plant, Units 1 and 2))

Docket Nos. 50-329-OL
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50-329-OM
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CERTIFICATE OF SERVICE

I here by certify that copies of the foregoing Intervenor

Wendall Marshall's Request for Production of Documents to the Nuclear

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day of April, 1983, to:

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