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

Before Administrative Judges:  
Peter B. Bloch, Chair  
Dr. James H. Carpenter  
Thomas D. Murphy

In the Matter of )

GEORGIA POWER COMPANY )  
et al., )

(Vogtle Electric Generating )  
Plant, Unit 1 and Unit 2) )

Docket Nos. 50-424-OLA-3  
50-425-OLA-3

Re: License Amendment  
(transfer to Southern Nuclear)

ASLBP No. 93-671-01-OLA-3

INTERVENOR'S MOTIONS TO POSTPONE DEPOSITIONS OF NRC  
PERSONNEL UNTIL THE CONCLUSION OF LICENSE TRANSFER HEARING

COMES NOW, Allen Mosbaugh, Intervenor in the above captioned matter, pursuant to 10 C.F.R. §2.740(d), and respectfully moves the Atomic Licensing and Safety Board to postpone the taking of depositions of NRC personnel until after the hearing concerning the transfer of control of the license is concluded. Intervenor makes this request for the following reasons:

1. The discovery on diesel generator issues should have been concluded on August 8, 1994, but NRC Staff did not make NRC personnel available for deposition before the close of discovery;
2. The proceeding has been bifurcated. The first matter to be heard relates to transfer of control of the license, which is scheduled to commence on December

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19, 1994 and Intervenor is devoting his efforts to prepare for the hearing. The second matter scheduled for hearing concerns the diesel generator issues, and is scheduled for hearing on March 15, 1994;

3. Depositions of NRC personnel were not included in the schedule adopted by the Board at the last status conference;

4. Intervenor's counsel was not consulted about the timing of the depositions. Based on the current proposed schedule, it appears that GPC anticipates conducting five depositions on five separate dates requiring two trips to Atlanta, Georgia;

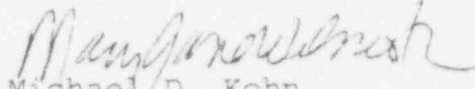
5. The depositions of NRC personnel are limited to diesel generator issues. Intervenor is geared to bring license transfer issue to hearing. Preparing for diesel generator depositions of NRC personnel, including those Intervenor plans to conduct, will strain Intervenor's legal resources to the extent that preparation of Intervenor's license transfer case will be harmed;

6. As a result of bifurcating the hearing, it would be an unfair burden on Intervenor to allow depositions of NRC personnel related to diesel generators to go forward before the conclusion of the illegal license transfer portion of this proceeding.

CONCLUSION

For the above stated reasons Intervenor respectfully moves this Honorable Board to postpone the taking of depositions of all NRC personnel regarding diesel generator issues until the conclusion of the hearing on the illegal license transfer.

Respectfully submitted,



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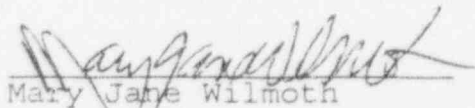
Counsel to Intervenor

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CERTIFICATE OF SERVICE

I hereby certify that INTERVENOR'S MOTIONS TO POSTPONE DEPOSITIONS OF NRC PERSONNEL UNTIL THE CONCLUSION OF LICENSE TRANSFER HEARING was served via first class mail on October 13, 1994 upon the persons listed in the attached Service List; and that additional copies were served via facsimile that same day on persons identified with ("\*").

By:



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(Vogtle Electric Generating	)	Re: License Amendment
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	)	ASLBP No. 93-671-01-OLA-3

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