

AIR and WATER Pollution Patrol

BROAD AXE, PA. Jan. 2, 1984 10:10 AM

U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In The Matter Of
PHILADELPHIA ELECTRIC COMPANY
(Limerick Generating Station
Units 1 and 2)

Docket Nos. 50-352
and 50-353

Judge Lawrence Brenner, Chairman; Judge Richard Cole, Judge Peter Morris

The October 28, 1983 Memorandum and Order re Docket Nos. 50-352-OL and 50-353-OL required the Applicant and NRC Staff to set forth how they assured themselves for Limerick that welding and welder qualifications, and inspections thereof, meet the design criteria and welding codes, including particularly how it is assured that non-qualified welders are not qualified by fraud as has apparently occurred elsewhere despite the presumed existence of a QA program.

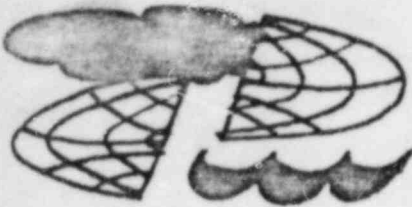
The ASLB placed this time at one month (and the Staff 2 weeks later) from the date of the Oct. 17 & 18, 1983 Prehearing to supply all documents.

AWPP states it has not received such reports, and/or documents.

Further, AWPP has previously written the Board seeking relief from Applicant's withholding of copies requested, thus preventing organized discovery time usage.

On Tuesday, Dec. 27, 1983 there was a meeting with Applicant's Mr. Wetterhahn in the P.E. Document room ostensibly to assist AWPP in searching through the voluminous boxes of records to which the Applicant gave Discovery numbers, but which we did not request. On asking a question relative to an AWPP interrogatory #4 of 12/5/83 Mr. Wetterhahn said we should have already received such answers, but we still do not have them.

Mr. Wetterhahn, with two assistants, also supposedly for our assistance showed us indexes of logs of welding, but on asking for the reports involved in welding infractions in the logs, Mr. Wetterhahn told us we would have to write him for such reports.



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Letter to Judges Brenner, Cole and Morris of Jan. 2, 1984 continued:

It was like looking at index cards in a library...but the books weren't there. Now we waste more time.

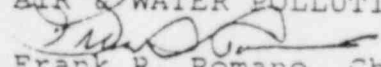
The Oct. 28, 1983 Order required "all documents requested of welding pertinent to the Limerick facility", without limits re inspection reports, audits and related correspondence.

The Applicant has not followed the wording or intent of the Order and AWPP having, thereby, lost at least three weeks time, requests such time as necessary to over come the apparently purposeful delays of the Applicant.

Further, "Applicant's Interium Report to the Licensing Board Relating to Contention VI-1" dated Sept. 16, 1983, in particular, Affidavit of Vincent S. Boyer, is confusing and inconclusive at best. Paragraph 14 talks of continuing to review "further physical re-inspection of a representative number of welds for which the subject inspector was responsible" Further, "there are initial indications, not yet confirmed, that some additional deficiencies may be present". (emphasis by AWPP)

Since we have not received a report on those "additional deficiencies" discussed in Sept. 16, 1983 affadavit our motion to extend Discovery at least three weeks has been forced upon AWPP and results in a burden to the Board, by the Applicant's own delays.

Respectfully submitted
AIR & WATER POLLUTION PATROL


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FRR/jch