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April 12, 1984

DOCKETED
USNRC

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VIA TELECOPIER

2:40 pm

Douglas J. Scheidt, Esq.
Kirkpatrick, Lockhart, Hill,
Christopher & Phillips
1900 M Street, N.W.
8th Floor
Washington, D.C. 20036

Supplemental Low Power License Motion
Docket No. 50-322-OL-4 (Low Power)

Dear Doug:

We received at approximately 10:15 a.m. today (via overnight federal express) your request for documents relating to numerous aspects of the low power license motion. This request is surprisingly tardy in light of the fact that all parties received the Board's order last Friday and review of the April 16, 1984 discovery cutoff. Frequently in the past when your firm has considered time to be of the essence, you have communicated requests to us via telecopier, the computer link up between our firms or telephone. We are surprised that in this instance you chose to use an overnight service in lieu of the more immediate means.

As a result of the lateness of your requests and their breadth -- taken literally, they encompass tens of thousands of documents located at various sites on Long Island and at General Electric's offices in San Jose, California -- it is not feasible for LILCO to copy all of the requested documents and produce them in your Washington office by the close of discovery. In an effort to afford you the requested discovery, however, we have dispatched numerous LILCO personnel to begin locating and gathering the requested documents. We will make them available to you at the Shoreham Nuclear Power Station and LILCO's offices at Hicksville and Melville beginning tomorrow at 12:00 noon and continuing around the clock through the close of discovery. If you wish to avail yourself of this opportunity please let me know as quickly as possible so that I may make appropriate logistical arrangements.

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HUNTON & WILLIAMS

Your requests also may encompass several thousand pages of documents in San Jose, California. I am endeavoring now to ascertain the feasibility of locating and transporting those documents to Shoreham for your inspection before the close of discovery. If this is not feasible, it may be necessary for you to inspect the documents in San Jose. I should know the answer to this question in several hours and will communicate it promptly to you.

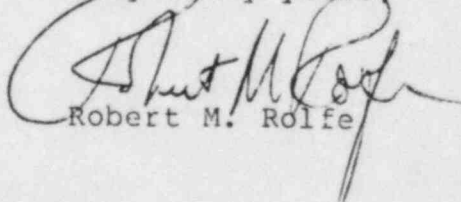
Upon your inspection of the documents, your request and your agreement to bear expenses, LILCO will copy and transport to you copies of any of the documents which can feasibly be copied within the time available.

Also, because of the breadth and lateness of the County's requests, it may not be feasible for LILCO to locate every draft and copy of every document requested. A request for those documents in this context is unnecessary and overly broad. Nevertheless, a good faith effort is being made to produce at least a final version of all responsive documents. Time simply may not permit the location of all drafts and copies. Similarly, time will not permit LILCO to secure and produce all documents which may be responsive but are in the possession of vendors of equipment or services. The responsive documents of General Electric will be produced as discussed above. Before review of those documents, however, the County will be expected to sign a protective agreement which will be available at the time the documents are produced.

A formal response as to those documents LILCO has made available and any privileged documents withheld will be sent you by the close of discovery. As discussed above, the documents will be made available before the response is served.

Finally, Suffolk County and the State of New York have not identified any witnesses in response to LILCO's April 10 request that such witnesses be identified by 5:00 p.m. on April 11 and deposed beginning April 13. Accordingly, we assume that neither the County nor the State will present any witnesses or offer any testimony at the hearing on this matter.

Very truly yours,


Robert M. Rolfe

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cc: Service List