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Dr. A. Dixon Callihan
Administrative Law Judge
Union Carbide Corporation
P. O. Box Y
Oak Ridge, TN 37830

Gentlemen:

The purpose of the meeting was to discuss the means for resuming the hearing process. Counsel for Commonwealth Edison suggested a procedural schedule leading to evidentiary hearings during October, 1984. However, Ms. Whicher indicated that Ms. Rorem wished to revise or amend her contentions. Ms. Rorem presently has two contentions admitted to the proceeding. After some discussion, it was agreed that as the first procedural step to resuming the hearing process, Ms. Rorem would submit any revised contentions to the Licensing Board and parties by April 26, 1984. The Staff and Commonwealth Edison will submit replies by May 16. Thereafter, on or about May 24, the parties plan to meet for the purpose of attempting to reconcile any differences and establishing a schedule of future procedural milestones. Counsel for Commonwealth believes it would be desirable to plan for a prehearing conference during the latter part of June.

The representatives of the Neiner Farm group, being without counsel, were unable to state whether or not they desired to revise their contentions. Moreover, they understandably were unable to agree to the foregoing schedule without first consulting with their counsel, Messrs. Bock and Gordon. In sum, the

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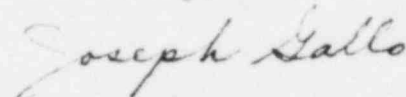
March 30, 1984

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ability of the participants to reach closure on the matters discussed during the meeting was seriously handicapped by the absence of Neiner's counsel. This outcome was particularly disappointing since considerable effort had been expended to obtain the attendance of either Mr. Bock or Mr. Gordon. I trust that Neiner's counsel will in the future see fit to attend to this case. The first step would be to adopt the schedule stated above.

The admissibility of two contentions proposed by the Neiner Farm group is pending before the Licensing Board. One, Contention 8, concerns the application of the siting criteria in 10 C.F.R. Part 100. Counsel for Commonwealth Edison believes that the status of this contention will be reconciled during a future meeting among the parties. However, this is not the case with respect to Contention 4 concerning the consequences of an accident involving a train loaded with ammunition and high explosives bound for the Joliet Arsenal. This issue has been briefed and argued by the parties (See Neiner's "Petition to Intervene - Supplemental and Amended Contentions," dated August 7, 1979; the August 22, 1979 "Answer of Commonwealth Edison Company To The Contentions of Bob Neiner Farms," pp. 4-5; August 23, 1979 Special Prehearing Conference, Tr. 31-37; Neiner's September 12, 1979 filing entitled "Supplemental Information"; NRC Staff Counsel's letter of September 12, 1979; and "Applicant's Supplemental Brief on Contention 4," dated September 14, 1979. Counsel respectively requests that the Licensing Board issue a ruling on Contention 4 by April 26, 1984.

Sincerely,



Joseph Gallo
One of the Attorneys for
Commonwealth Edison Company

JG:sv

cc: Service List