

DOCKETED  
USNRC

June 28, 1984

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

'84 JUN 29 AM 11:53

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
 )  
GEORGIA POWER COMPANY, ET AL. ) Docket Nos. 50-424  
 ) 50-425  
(Vogtle Electric Generating Plant, )  
Units 1 and 2) )

APPLICANTS' RESPONSE TO CPG'S SECOND  
AMENDMENT TO SUPPLEMENT TO PETITION FOR LEAVE  
TO INTERVENE AND REQUEST FOR A HEARING

On June 13, 1984, Campaign for a Prosperous Georgia (CPG) filed its Second Amendment to Supplement to Petition for Leave to Intervene and Request for Hearing. Therein, CPG provided some additional information as a basis for CPG contentions 2, 3 and 11.

CPG's amendment is untimely. 10 C.F.R. § 2.714(b). CPG does not justify the late-filing, as is its responsibility under the Commission's Rules of practice. 10 C.F.R. § 2.714(a)(1). See also 10 C.F.R. § 2.732. However, because CPG's amendment does not affect Applicants' previous response to the proposed contentions and therefore does not necessitate further response,<sup>1/</sup> Applicants do not object to CPG's amendment

---

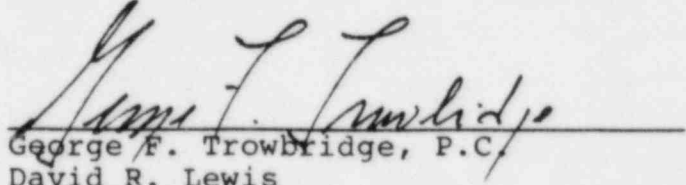
1/ Applicants wish to remark, however, that in its amendment to CPG-3, CPG inaccurately characterizes the testimony of Georgia Power Company officials during its most recent Fuel Cost Recovery proceeding at the Georgia Public Service Commission. No witness "acknowledged" that the Com-

(Continued next next page)

in this instance. But Applicants will object to future untimely amendments that fail to conform to the Rules of Practice.

Respectfully submitted,

SHAW, PITTMAN, POTTS & TROWBRIDGE



George F. Trowbridge, P.C.  
David R. Lewis

Counsel for Applicants

Dated: June 28, 1984

---

(Continued)

pany's employees "attempted to override safety systems at Plant Hatch due to financial considerations," as CPG asserts. Instead, the testimony before the Georgia Public Service Commission was that the Company's employees were "conscientious" and were "mindful" of maintaining plant availability.

June 28, 1984


UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
GEORGIA POWER COMPANY, <u>ET AL.</u>	)	Docket Nos. 50-424
	)	50-425
(Vogtle Electric Generating Plant,)	)	
Units 1 and 2)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of "Applicants' Response to CPG's Second Amendment to Supplement to Petition for Leave to Intervene and Request for a Hearing," dated June 28, 1984, were served upon the persons on the attached Service List by deposit in the United States mail, postage prepaid, or where indicated by an asterisk by hand delivery, this 28th day of June, 1984.

  
\_\_\_\_\_  
David R. Lewis

DATED: June 28, 1984

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
GEORGIA POWER COMPANY, <u>ET AL.</u>	)	Docket Nos. 50-424
	)	50-425
(Vogtle Electric Generating Plant,	)	
Units 1 and 2)	)	

SERVICE LIST

* Morton B. Margulies, Chairman Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission Washington, D.C. 20555
* Mr. Gustave A. Linenberger Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Docketing and Service Section Office of the Secretary U.S. Nuclear Regulatory Commission Washington, D.C. 20555
* Dr. Oscar H. Paris Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Bernard M. Bordenick, Esq. Office of Executive Legal Director U.S. Nuclear Regulatory Commission Washington, D.C. 20555
Atomic Safety and Licensing Board Panel U.S. Nuclear Regulatory Commission Washington, D.C. 20555	Tim Johnson Campaign for a Prosperous Georgia 175 Trinity Avenue. S.W. Atlanta, GA 30303
Douglas C. Teper 1253 Lenox Circle Atlanta, GA 30306	Carol A. Stangler 425 Euclid Terrace Atlanta, GA 30307
Jeanne Shorthouse 507 Atlanta Avenue Atlanta, GA 30315	Dan Feig 1130 Alta Avenue Atlanta, GA 30307
Laurie Fowler & Vicki Breman Legal Environmental Assistance Foundation 1102 Healey Building Atlanta, GA 30303	