

969
JACKSONIANS UNITED FOR LIVABLE ENERGY POLICIES
ROUTE 3 BOX 314W
JACKSON, MISSISSIPPI 39213

784 SEP 20/1 P4:25

August 15, 1984

DOCKETING SERVICE
-BRANCH

Herbert Grossman, Chairman
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Peter A. Morris
Atomic Safety & Licensing Board
U.S. Nuclear Reg. Commission
Washington, D.C. 20555

Dr. James H. Carpenter
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

RE: Mississippi Power & Light Company, et al. (Grand Gulf
Nuclear Station, Units 1 and 2), Docket No. 50-416 OLA

Dear Sirs:

This letter is to serve as written confirmation of my conversation with Mitzi Young, NRC legal counsel. As I informed Ms. Young, Jacksonians United for Livable Energy Policies decided to withdraw from the action concerning Amendment 10 to the License, granted to Mississippi Power and Light Company in August, 1983.

We believe that the action taken by the NRC Staff, and by the Atomic Safety and Licensing Board in this matter is improper, and that the hearing as granted on limited, undeniable moot contentions constitutes a perversion of the technical requirements of NRC regulations and the Sholley Amendment. Amendment 10 was granted without opportunity for a public hearing because of the OVERSIGHT OF THE NRC STAFF in responding in a timely fashion to the request of the Licensee for the Amendment.

The procedures in place to protect the public health and safety and allow public input were followed in a fashion that makes them meaningless, and brings into serious question the protection of the public interest. The initial prehearing conference was set on the same day that the full commission was originally scheduled to meet in Washington, D.C. on the issuance of a full power license. At the prehearing conference, it became obvious that the mootness of contentions 2 & 3 could not be ignored; ~~JULEP~~ therefore, reluctantly conceded mootness while upholding the validity of matters contained in the contentions concerning the shortcomings of the Safety Evaluation on Amendment 10. Contention 5 raised the point of the most serious concern, one that in fact resulted in several exchanges between the NRC staff and the Mississippi State Department of Health. It is in light of this type of concern that Contentions 1, 2 & 3 which question the relevancy of the Safety Evaluation Report, are most relevant.


8409210268 840815
PDR ADOCK 05000416
G PDR

D503

The Atomic Safety and Licensing Board decision to deny contention 5 regarding the most serious potential harm to the public health and safety, and admit contentions that are unquestionable moot, and relevant mostly in light of Contention 5, is a cause for great concern. We have no choice but to conclude that the NRC has once again decided to ignore its obligation to the public in the matter of Grand Gulf.

JULRP therefore wishes to withdraw from the proceeding, in order to avoid any further waste of tax dollars, while the NRC does nothing more than make a meaningless show of concern for the public health and safety.

Sincerely,



Cynthia Stewart

JULEP

Route 3 Box 314W

Jackson, MS 39213

cc/ Mitzi Young, Esq.
Atomic Safety and Licensing Board
Atomic Safety and Licensing Appeal Board
Robert B. McGehee, Esq.
J. B. Richard
Bishop, Liberman, Cook, Purcell & Reynolds