

911

Educational Campaign for a Prosperous Georgia

175 Trinity Ave. S.W., Atlanta, Georgia 30303 404-659-5675

May 3, 1985

RELATED CORRESPONDENCE

DOCKETED
USNRC

James Joiner, esq.
Troutman, Sanders, Lockerman & Ashmore
1400 The Candler Building
Atlanta, Georgia 30303

'85 MAY -8 A9:30

Re: Georgia Power Company, et al. OFFICE OF SECRETARY
Plant Vogtle Operating License Proceedings DOCKETING & SERVICE
NRC Docket Numbers 50-424 & 50-425 INCH
(Vogtle Generating Plant, Units 1 and 2)

Dear Jim:

This letter is a followup to our letter of April 19, 1985 in which we provided information concerning our motion to compel. The typed copy of the letter we sent inadvertently left out three and misnumbered one of the matters we discussed at the meeting; this letter will let you know our understanding of what was said at the meeting.

B-6(p): On our letter of April 19, this was accidentally listed as withdrawn because you had answered it; in fact, it was B-6(r) which was withdrawn because you answered it. You agreed to provide additional information responding to B-6(p) and we will review that information upon receiving it to determine if we find it satisfactory.

B-6(r): As stated above, you provided an answer to this question, so we withdraw our request that the Board compel it.

B-6(s): This question asked if you believe that TDI is dedicated to insuring a quality product; you had questioned this yourselves in correspondence with TDI. You object that this requires speculation, is irrelevant and can be gleaned from TDI's correspondence with you. We responded that while some degree of speculation, is required, such speculation would be based on your relationship and dealings with TDI (not merely on your correspondence with them) such is not grounds to refuse to answer the question, since it is entirely relevant to the safe operation of the facilities; in fact, a decision by the ASLB to license or to deny a license for the plant would involve speculation by the Board as to whether it would be safe or not based on information available to it. Applicants themselves raised the question of TDI's dedication to quality product in correspondence with TDI. Certainly, this question is relevant in that if TDI is not dedicated to assuring a quality product, it bodes ill for safe operation of the Vogtle facilities. And your response would be based on more than the correspondence which you have made available to us. You remain firm in your refusal to respond to this interrogatory, so we are forced to maintain our request that the Licensing Board compel a response.

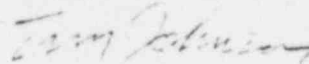
B-47: You refused to respond to our question concerning procedures in a steam generator tube rupture because you say no such event has occurred in a Westinghouse reactor. As we pointed out to you, your argument is against the contention as accepted by the Board, not against the discovery question. The Board has accepted

8505080486 850503
PDR ADOCK 05000424
G PDR

DS03

the possibility of a steam generator tube rupture as a contention in this proceeding so you are required to respond to questions concerning it. You continue to refuse to respond to this request, so we maintain our request that the Board compel a response.

Sincerely,



Tim Johnson
for Intervenors
Campaign for a Prosperous Georgia
and
Georgians Against Nuclear Energy

cc: Service List

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

GEORGIA POWER CO., et al.

(Vogtle Electric Generating Plant,
Units 1 and 2)

)
)
)
)
)

Docket Nos. 50-424 and 50-425

DOCKETED
USNRC

'85 MAY -8 A9:30

CERTIFICATE OF SERVICE

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

This is to certify that copies of the foregoing letter to James Joiner were served by deposit with the U. S. Postal Service in the City of Atlanta with first class postage attached to be delivered to the Secretary of the Commission, the members of the Licensing Board and all others listed below, this 3rd day of May, 1985.

Tim Johnson

SERVICE LIST

Morton B. Margulies, Chairman
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

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

Mr. Gustave A. Linenberger
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

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

Bruce Churchill, esq.
Shaw, Pittman, Potts & Trowbridge
1800 M Street, N.W.
Washington, D.C. 20036

James Joiner, esq.
Troutman, Sanders, Potts & Trowbridge
The Candler Building
Atlanta, Georgia 30303

Atomic Safety & Licensing Appeal
Board Panel
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

Bernard M. Bordenick, esq.
Office of the Executive Legal
Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Ruble A. Thomas
Southern Company Services, Inc.
P. O. Box 2625
Birmingham, Alabama 35202

Bradley Jones, esq.
Regional Counsel, U.S. NRC
101 Marietta Street, Ste. 3100
Atlanta, Georgia 30303