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Honorable Sheldon J. Wolfe, Chairman
Atomic Safety and Licensing Board Panel
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

In the Matter of
Virginia Electric and Power Company
(North Anna Power Station, Units 1 and 2)
Docket Nos. 50-338 and 50-339, OLA-1

Dear Judge Wolfe:

The Licensee's principal witness on the subject of sabotage is Bob Jefferson, who lives in Albuquerque, New Mexico. Mr. Jefferson must teach a class in Albuquerque on the evening of Monday, May 20. He advises me that it will be mid- to late-afternoon on May 21 before he can arrive in Charlottesville. The Licensee's witnesses on the subjects of human error and the dry cask alternative will be available at the beginning of the hearing and can remain as long as necessary. The Licensee proposes to put them on the stand before Mr. Jefferson appears. It is conceivable, though perhaps unlikely, that these witnesses could complete their testimony and response to cross-examination prior to 6:00 p.m. on May 21. If that were to happen, it is possible that Mr. Jefferson would either be in route or, if present, still out of breath.

I would appreciate it if the Board would consider this proposal: The Licensee will put on its direct case on human error and the dry cask storage alternative as soon as the morning limited appearances have been completed. After all of the questioning of the Licensee's witnesses on those subjects has been completed, we would adjourn the evidentiary portion of the hearing until Wednesday morning, May 22, and Mr. Jefferson would take the stand at that time. Given the fact that we will reconvene on Tuesday evening for limited appearances, this seems to me a reasonable way to proceed.

I have consulted with counsel for CCLC and counsel for the Staff. Neither objects to this proposal.

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Honorable Sheldon J. Wolfe
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There is one other matter on which guidance from the Board would be helpful. If the Board wishes to have the witnesses summarize their direct testimony, we would appreciate being advised of that fact prior to the hearing.

Sincerely,

Michael W. Maupin

Michael W. Maupin

42/859

cc: Honorable Jerry Kline
Honorable George A. Ferguson
Secretary, U. S. Nuclear Regulatory
Commission
Henry J. McGurren, Esq.
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Atomic Safety and Licensing Board Panel
Atomic Safety and Licensing Appeal Board