



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555

NOV 20 1991

Docket No. 40-8027  
License No. SUB-1010  
EA-91-067

George H. Lyons, Esq.  
Snell & Wilmer  
3100 Valley Bank Center  
Phoenix, AZ 85073-3100

SUBJECT: ORDER MODIFYING LICENSE (EFFECTIVE IMMEDIATELY)  
AND DEMAND FOR INFORMATION (EA-91-067)

Dear Mr. Lyons:

This is in response to your letter dated November 1, 1991, to James Lieberman, Director of the U.S. Nuclear Regulatory Commission (NRC) Office of Enforcement, and your telephone conversation with me on November 7, 1991. In your letter you stated that you are the attorney representing Carolyn L. Couch in the above-referenced matter, and requested that you be provided with a copy of all interview notes, testimony or tape recordings of your client obtained by or in the possession of the NRC. The NRC staff has considered your letter and the positions expressed in your telephone call and determined that your request for these materials should be denied at this time. See 10 C.F.R. § 2.790(a)(7).

The Order and Demand for Information were written so as to be sufficiently explanatory to enable your client to determine whether to request a hearing. Should your client request a hearing (which must be done no later than December 2, 1991), a proceeding would then be commenced and the discovery process would become available. Whether you would be entitled to production of the identified documents in discovery would be determined at that time.

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If you have any questions regarding this letter, please do not hesitate to contact me.

Sincerely yours,

*Stephen H. Lewis*

Stephen H. Lewis  
Senior Supervisory  
Enforcement Attorney  
Office of the General Counsel

cc: Maurice Axelrad, Esq.  
Newman & Holtzinger  
1615 L Street, N.W.  
Suite 1000  
Washington, D.C. 20036