

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

DOCKETED  
USNRC

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In the Matter of )  
 )  
GEORGIA POWER CO. )  
 et al. )  
 )  
(Vogtle Electric Generating Plant, )  
 Units 1 and 2 )

Docket Nos. 50-424  
50-425  
(OL)

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
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NRC STAFF RESPONSE TO APPLICANTS' STATEMENT  
OF MATERIAL FACTS AS TO WHICH NO GENUINE ISSUE  
EXISTS TO BE HEARD REGARDING CONTENTION 10.3

Appended to their Motion for Summary Disposition of Contention 10.3, Applicants submitted a document entitled "Statement of Material Facts as to which no Genuine Issue Exists to be Heard Regarding Contention 10.3." That document contained 17 numbered Statements of Material Fact which, pursuant to 10 C.F.R. §2.749(a), must be either controverted by the other parties or will be deemed admitted for purposes of any litigation which may involve Contention 10.3. As explained in the Attached Affidavit of Hukam C. Garg, the NRC Staff agrees with Statements 1 through 13 and 16. (Garg Affidavit, ¶ 7). As further explained in Mr. Garg's Affidavit, the Staff has no factual knowledge of the material contained in Statements 14, 15 and 17 because the Staff has not yet performed its audit and review of the Vogtle environmental qualification program. (Id.). The Staff at this time can therefore neither agree or disagree with the information contained in Statements 14, 15 and 17.

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Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Robert G. Perlis', written in a cursive style.

Robert G. Perlis  
Counsel for NRC Staff

Dated at Bethesda, Maryland  
this 26th day of July, 1985