

50-263

PPR

SEP 24 1974

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 WHRegan

NOTE TO: Joe Scinto

With reference to your Note of 9/20 to Dr. Spangler (enclosed), which was forwarded to me by Dr. Spangler, I would like to offer the following observations.

When Mr. Grainey of your staff requested Projects to arrange for development of such testimony a few weeks ago, Mr. Bevan pointed out that a) since it was not an issue in the case, having been specifically thrown out by the Board which cited the review carried out previously in the Prairie Island proceeding, and b) since the issue of energy conservation is not germane to an operating plant (see the Commissions order in Midland) it seems quite unlikely that it would be raised as a question by the Board. As such, we did not view the preparation of testimony or provision of a witness on a highly speculative basis as a proper use of Reg's limited manpower and dollar resources, particularly since, if in the unlikely event that the questions were raised, it could be answered in short order by a communication to the Board.

I feel quite strongly that if you wished to pursue the matter further, the appropriate route would have been with Reactor Projects rather than with Dr. Spangler. I have indicated to Dr. Spangler that as far as I am concerned, provision of a witness will not be necessary. I will be happy to discuss this matter with you in more detail, and to arrange meetings with higher management if you believe it to be necessary.

cc: Dr. Miller Spangler  
 D. R. Muller

Original signed by W. H. Regan, Jr.

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