

Appendix B  
Documents Being Withheld

Doc. #	Date	Description
1.	8/14/84	SECY-84-330 -- To the Commission from Martin Malsch, OGC and John Zerbe, OPE, Subject: Review of ALAB-772 (The Management Decision in the TMI-1 Restart Proceeding) and ALAB-738 (Reopening on Hartman Allegations) w/attachments -- Attachment A: Analysis of Three Remanded Issues in ALAB-772 and Issue Regarding Mr. Husted; Attachment B: Other Issues In ALAB-772; Attachment C: Analysis of ALAB-738 (Reopening Record on Hartman Allegations); Attachment D: Impact of Staff's Evaluation of Management Integrity, NUREG-0680, Supp. No. 5; Attachment E: Draft Order (62 pages) [Category 6]
2.	8/29/84	SECY-84-330A -- To the Commission from John Zerbe, OPE and Herzel Plaine, OGC, Subject: <u>Revision</u> : Review of ALAB-772 (The Management Decision in the TMI-1 Restart Proceeding) and ALAB-738 (Reopening on Hartman Allegations); Attachment -- Revised Draft Order (13 pages) [Category 6]
3.	8/30/84	SECY-84-330B, for the Commission from James A. Fitzgerald, OGC, Subject: <u>Revision</u> : Review of ALAB-772 (The Management Decision in the TMI-1 Restart Proceeding) and ALAB-738 (Reopening on Hartman Allegations); Attachment -- Revised Draft Order (13 pages) [Category 6]
4.	8/31/84	Memo to Chmn. Palladino and Commissioners Roberts, Asselstine, Bernthal and Zech from John Zerbe, OPE and Herzel Plaine, OGC, Subject: TMI-1: Whether to Lift Immediate Effectiveness of the 1979 Shutdown Orders, with attachments -- Appendix A, Issues the Commission Must or May Prefer to Address Prior to Issuing Any Order Authorizing TMI-1 Restart; Appendix B, OGC's Legal Analysis of Whether Can Presently Lift Effectiveness (19 pages) [Category 7]

Doc. #	Date	Description
5.	11/7/84	SECY-84-431, to the Commission from Martin Malsch, OGC and John Zerbe, OPE, Subject: TMI-1 Restart -- Hearings on Accuracy of Dieckamp Mailgram and Adequacy of Licensee's Training Program, attachment - Summary of Parties Comments (26 pages) [Categories 6 and 7]
6.	12/18/84	SECY-84-475, to the Commission from John Zerbe, OPE and Herzel Plaine, OGC, Subject: Whether Further Hearings are Warranted in TMI-1 Restart Proceeding on Issues Other Than Training and Dieckamp Mailgram, with attachments (1) Appendix - Analysis of Individual Issues; (2) Draft Order (196 pages) [Category 6]
7.	12/26/84	SECY-84-480, to the Commission from John Zerbe, OPE and Herzel Plaine, OGC, Subject: TMI-1 Restart: Deciding Whether to Lift Effectiveness While Hearings Are Ongoing (42 pages) [Category 7]
8.	2/7/85	SECY-85-51, to the Commission from Herzel Plaine, OGC, Subject: Motions to Disqualify Judge Ivan Smith in TMI-1 Restart Proceeding, with attached <u>Draft</u> order (5 pages) [Category 5]
9.	2/11/85	SECY-84-475A, to the Commissioners from John Zerbe, OPE and Martin Malsch, OGC, Subject: Revised TMI-1 Order with attached "line-in, line-out markup of draft order (102 pages) [Category 6]
10.	Undated	Portion of <u>draft</u> order with handwritten revisions (10 pages) [Categories 6 and 7]
11.	Undated*	7 <u>Drafts</u> of responses to Congressional inquires to Rep. Gekas (2), Rep. Goodling (2), Rep. Edgar, and Senator Arlen Specter, also draft letter to

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\*The final versions of these draft letters are available in the PDR. See document numbers 4-8 of this Appendix A.

Doc. #	Date	Description
		Franklin D. Linn, Sr., Board of Commissioners - Lower Swatara Township (10 pages) [Categories 5, 6 and 7]
12.	1/11/84 [sic]	Draft version of SECY-84-480A, Subject: TMI-1 Restart: Deciding Whether to Lift Effectiveness While Hearings Are Ongoing, w/attached draft order (this paper was never issued) (72 pages) [Category 7]
13.	Undated	2 Draft versions of SECY-84-475A, Subject: Revised TMI-1 Order (89 pages and 100 pages) [Category 6]
14.	Undated	Draft version of SECY Paper, Subject: <u>Motions</u> to Disqualify Judge Ivan Smith in TMI-1 Restart Proceeding, w/attached draft order (5 pages) [Category 5]
15.	Undated	1 page of handwritten notes prepared by OPE staff member [Categories 6 and 7]
16.	1/7/85	SECY-85-6, to the Commission from James A. Fitzgerald, Asst. General Counsel, Subject: Review of ALAB-791 -- TMI-1 Restart Proceeding (Licensing Board's Refusal to Permit Testimony by Former NRC Commissioners Bradford and Gilinsky) w/attached ALAB-791 (11 pages) [Category 4]
17.	Undated	Numerous portions of drafts of SECY-84-475, 84-475A and SECY-84-480 (approx. 500 pages) [Categories 6 and 7]
18.	1/25/85	Memo for Commissioner Zech from Herzel Plaine, OGC, Subject: TMI-1 Restart -- Hearings on Accuracy of Dieckamp Mailgram and Adequacy of Licensee's Training Program (11 pages) -- also file included three draft versions of this memo (approx. 28 pages) [Categories 6 and 7]

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\*\* ALAB-791 is publicly available in Docket No. 50-289, category G.