

December 20, 1985

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
GEORGIA POWER COMPANY)	Docket Nos. 50-424
<u>et al.</u>)	50-425
)	(OL)
(Vogtle Electric Generating Plant,)	
Units 1 and 2))	

NRC STAFF MOTION TO COMPEL DISCOVERY

1. On October 7, 1985, the NRC staff (Staff) propounded Emergency Planning Interrogatories to Joint Intervenor in this proceeding. Pursuant to the Licensing Board's September 19, 1985 "Order (Setting Discovery Schedule for Emergency Planning Contentions)" responses to these Interrogatories were due by November 7, 1985.

2. On November 14, 1985, the undersigned Staff Counsel contacted by telephone Mr. Tim Johnson, a representative of Joint Intervenor, to advise that the Staff had not received a response to the Interrogatories. Several additional phone conversations ensued between the undersigned and Mr. Johnson and on November 27, 1985, at Mr. Johnson's request, a copy of the October 7, 1985, Interrogatories was again forwarded to Mr. Johnson. ^{1/}

^{1/} It is unclear as to whether Joint Intervenor are claiming that none of their representatives received the October 7, 1985, mailing of the Interrogatories. A second copy was mailed in an effort to facilitate preparation of a response.

3. To date, the Staff has not received answers to the Interrogatories in question. Additionally, Staff Counsel's further attempts to pursue this matter with Mr. Johnson by telephone have been unsuccessful.

4. Accordingly, the Staff respectfully moves the Atomic Safety and Licensing Board to issue an Order directing the Joint Intervenors to immediately respond to the Staff's October 7, 1985 Interrogatories.

Respectfully submitted,

Bernard M. Bordenick

Bernard M. Bordenick
Counsel for NRC Staff

Dated at Bethesda, Maryland
this 20th day of December, 1985

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

CERTIFICATE OF SERVICE

I hereby certify that copies of "NRC STAFF MOTION TO COMPEL DISCOVERY" in the above-captioned proceeding have been served on the following by deposit in the United States mail, first class or, as indicated by an asterisk, through deposit in the Nuclear Regulatory Commission's mail system, this 20th day of December, 1985.

Morton B. Margulies, Esq., Chairman*
Administrative Judge
Atomic Safety and Licensing Board
Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Oscar H. Paris*
Administrative Judge
Atomic Safety and Licensing Board
Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Bruce W. Churchill, Esq.
David R. Lewis, Esq.
Shaw, Pittman, Potts & Trowbridge
1800 M Street, N.W.
Washington, D.C. 20036

Mr. Gustave A. Linenberger, Jr.*
Administrative Judge
Atomic Safety and Licensing Board
Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Bradley Jones, Esq.
Region 1 Counsel
U.S. Nuclear Regulatory Commission
Suite 3100
101 Marietta Street
Atlanta, GA 30303

Douglas C. Teper
1253 Lenox Circle
Atlanta, GA 30306

Atomic Safety and Licensing
Board Panel*
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Docketing and Service Section*
Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

James E. Joiner, Esq.
Troutman, Sanders, Lockerman,
& Ashmore
127 Peachtree Street, N.E.
Candler Building, Suite 1400
Atlanta, GA 30043

Tim Johnson
Executive Director
Campaign for a Prosperous Georgia
1083 Austin Ave. NE
Atlanta, GA 30307

Steven M. Rochlis
Regional Counsel
Federal Emergency Management Agency
Suite 700
1371 Peachtree Street, N.E.
Atlanta, Georgia 30309

Laurie Fowler, Esq.
218 Flora Ave. NE
Atlanta, GA 30307

Atomic Safety and Licensing
Appeal Board Panel*
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Ruble A. Thomas
Southern Company Services, Inc.
P.O. Box 2625
Birmingham, AL 35202

NRC Resident Inspectors
P.O. Box 572
Waynesboro, GA 30830

H. Joseph Flynn, Esq.
Assistant General Counsel
Federal Emergency Management Agency
500 C Street, S.W.
Washington, D.C. 30472

Bernard M. Bordenick
Bernard M. Bordenick
Counsel for NRC Staff