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May 4, 2000

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

OFFICE OF THE STAFF  
REGULATORY  
ADMINISTRATIVE STAFF

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of:

Northeast Nuclear Energy Company

Docket No. 50-423-LA-3

(Millstone Nuclear Power Station,  
Unit No. 3)

ASLBP No. 00-771-01-LA

NORTHEAST NUCLEAR ENERGY COMPANY'S RESPONSE TO NRC STAFF'S  
MOTION TO COMPEL CONNECTICUT COALITION AGAINST MILLSTONE AND  
LONG ISLAND COALITION TO RESPOND TO NRC STAFF'S FIRST SET OF  
INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS

Northeast Nuclear Energy Company ("NNECO") hereby files its response to the NRC Staff's motion to compel the Connecticut Coalition Against Millstone ("CCAM") and the Long Island Coalition Against Millstone ("CAM") (collectively, "Intervenors") to respond to the NRC Staff's First Set of Interrogatories and Requests for Production of Documents.

The NRC Staff submitted its First Set of Interrogatories and Requests for Production of Documents on March 24, 2000. Two of the requests in that submittal have not yet been responded to by the Intervenors to the satisfaction of the NRC Staff. First, Specific Interrogatory B(6) asked that the Intervenors:

[i]dentify the boron loss event cited on page 100 of the prehearing conference transcript, as to name of plant and date. Specify the cause, the amount of boron lost, the duration of the event, the actions taken and the result. Make specific references to all documents, records, statements or sources which relate to your answer.

Template = SECY-041

SECY-02

The Intervenor's response to this request, provided in their April 8, 2000, Reply to NRC Staff's First Set of Interrogatories, was: "Transcript not available." On April 17, 2000, counsel for the Staff provided the intervenors with the subject prehearing transcript pages.

The other Staff interrogatory not yet adequately responded to by the Intervenor is Experts (2):

For each expert named in the answer to General Interrogatory 1, state ...  
(d) any authorities and/or treatises upon which the expert relies.

The Intervenor's response to this request, provided in their April 8, 2000, Reply to NRC Staff's First Set of Interrogatories, was: "The brief which will be filed by the Intervenor will provide this information."

During conference calls held on April 18 and 20, 2000, between counsel for NNECO, the Intervenor, and the Staff, counsel for the Staff requested that the Intervenor promptly respond to these two requests. During the second conference call, counsel for Intervenor advised the Staff that she would submit an additional response to Specific Interrogatory B(6) by April 24, 2000, and an additional response to Experts (2) by April 25, 2000. According to the Staff, it has not yet received a response to either request.

NNECO believes that the two Staff interrogatories are reasonable, relevant, and appropriate. The Intervenor's replies have obviously been non-responsive. Therefore, pursuant to 10 C.F.R. §§ 2.740(f), 2.740b, and 2.741, the motion to compel should be granted. In view of the schedule set by the Atomic Safety and Licensing Board in this Subpart K proceeding, the Staff's request for expedited action is appropriate and the Intervenor should be compelled to produce the requested information expeditiously.

Respectfully submitted,

A handwritten signature in black ink that reads "David A. Repka". The signature is written in a cursive style with a long horizontal line extending from the end of the name.

David A. Repka  
Donald P. Ferraro  
WINSTON & STRAWN  
1400 L Street, NW  
Washington, D.C. 20005-3502

Lillian M. Cuoco  
NORTHEAST UTILITIES SERVICE COMPANY  
107 Selden Street  
Berlin, Connecticut 06037

ATTORNEYS FOR NORTHEAST NUCLEAR  
ENERGY COMPANY

Dated in Washington, D.C.  
this 4th day of May 2000

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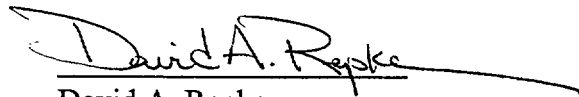
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Office of Commission Appellate Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

David Lochbaum  
Nuclear Safety Engineer  
Union of Concerned Scientists  
1616 P Street, NW  
Washington, DC 20036

Ann P. Hodgdon, Esq.  
Office of the General Counsel  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555  
(e-mail to: [aph@nrc.gov](mailto:aph@nrc.gov))

Gordon Thompson, Ph.D.  
Institute for Resource and Security Studies  
27 Ellsworth Avenue  
Cambridge, MA 02139

A handwritten signature in black ink, reading "David A. Repka". The signature is fluid and cursive, with a long horizontal line extending from the end of the name.

David A. Repka  
Attorney for NNECO