

UNITED STATES ATOMIC ENERGY COMMISSION

In the Matter Of:

PHILADELPHIA ELECTRIC COMPANY

DOCKET NO. 50-171 (CP) *(Suppl. Only)*

LAB. Equip. Co.

PRE - HEARING CONFERENCE

Place - Germantown, Maryland

Date - Friday, December 1, 1961

Pages 1 thru 23

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UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

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In the Matter of: :
PHILADELPHIA ELECTRIC COMPANY : Docket No. 50-171 (CP)
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Auditorium,
Germantown, Maryland.
Friday, December 1, 1961.

The above-entitled matter came on for prehearing conference at 10:30 a. m., pursuant to notice.

BEFORE:

J. D. BOND, Presiding Officer.

APPEARANCES:

EUGENE J. BRADLEY, 1000 Chestnut Street, Philadelphia, Pennsylvania, appearing on behalf of Philadelphia Electric Company, Applicant.

THOMAS F. ENGELHARDT, U. S. Atomic Energy Commission, Washington, D. C., appearing on behalf of the AEC Staff.

P R O C E E D I N G S

1
2 EXAMINER BOND: The Prehearing Conference will be
3 in session.

4 We are convened pursuant to an Order made upon
5 motion and request and by agreement of the parties informally
6 expressed as shown by the Order.

7 It would be appropriate to have stated first for
8 the record the appearance on behalf of the applicant.

9 MR. BRADLEY: My name is Eugene J. Bradley, 1000
10 Chestnut Street, Philadelphia, Pennsylvania, appearing on
11 behalf of the applicant, Philadelphia Electric Company.

12 EXAMINER BOND: Thank you.

13 On behalf of the regulatory staff?

14 MR. ENGELHARDT: Thomas F. Engelhardt, U. S. Atomic
15 Energy Commission, Washington, D. C.

16 EXAMINER BOND: At this point we will have a short
17 recess to try to eliminate the hum in the speaker systems.

18 (Short recess.)

19 EXAMINER BOND: I think we can be heard.

20 The conference will be resumed.

21 This prehearing conference is for the purpose of
22 considering and developing the procedures and steps that we
23 might take in order to accomplish the purposes which the
24 law requires to be fulfilled in the hearing and deciding of
25 matters of this nature.

1 I would ask if there is present any person other
2 than the applicant and the AEC staff, whose appearances
3 have been noted.

4 The absence of response indicates there are none.

5 We will, in this conference and in the hearing,
6 be on the record at all times except when, by unanimous con-
7 sent, we may leave the record, or possibly, in circumstances
8 the like of which I have not yet encountered in any proceed-
9 ing, it might be necessary that we be ordered to proceed
10 off the record or to leave the record.

11 However, when we proceed off the record, either
12 today or at other times, we undertake for each of us an
13 obligation to see that any matters of significance to the
14 proceeding which are discussed or decided upon in informal
15 discussions are fully stated on the record. It is only on
16 the record that we may look to find what has been said and
17 done in the proceeding.

18 In that connection, I would emphasize, for the
19 information and guidance of the reporter, that a great im-
20 portance attaches to the correctness of the transcript. In
21 order to assist him, I would urge and invite him at any time
22 to ask for restatements of any matters which he feels that he
23 may not have heard or recorded correctly. Such requests
24 will not be viewed as distractions or interruptions. Instead,
25 they will be welcomed.

1 The counsel and the parties, of course, will assist
2 the reporter to the extent necessary by spelling unusual tech-
3 nical terms or proper names, so as to provide the information
4 needed by the reporter.

5 That concludes my introductory comments.

6 Are there preliminary matters for comment by counsel?

7 MR. BRADLEY: No, sir.

8 MR. ENGELHARDT: No, sir.

9 EXAMINER BOND: There appear to be none.

10 Is there suggestion from counsel as to how most
11 effectively we might proceed?

12 MR. BRADLEY: I think perhaps, Mr. Examiner, we
13 might first take up the question of the contents of a pro-
14 posed joint exhibit by the staff and the applicant, to be
15 introduced in the evidentiary record.

16 EXAMINER BOND: Very well. Is there comment from
17 staff counsel on that?

18 MR. ENGELHARDT: Yes, sir.

19 I have here before me the proposed Joint Exhibit A
20 for this proceeding, which the staff and the applicant have
21 agreed upon. It contains the pertinent documents to be in-
22 cluded in the decisional record of this proceeding.

23 I shall now provide the reporter and yourself with
24 a copy of this proposed Joint Exhibit.

25 EXAMINER BOND: The record will show that the copy

1 that has been provided consists of two pages, upon which
2 are listed 15 items, just by title and date. I understand,
3 from what has been said, that it is contemplated that the
4 documents there indexed are those which the parties believe
5 should appropriately comprise Joint Exhibit A.

6 Is that correct?

7 MR. ENGELHARDT: That is correct.

8 MR. BRADLEY: That is correct, sir.

9 EXAMINER BOND: Thank you.

10 Is it contemplated that copies of these documents,
11 rather than just an index of them, will be supplied at the
12 hearing?

13 MR. ENGELHARDT: It is the intention of the staff
14 to provide copies of all the documents on this index at the
15 hearing, and in addition, we will provide to the office of
16 the Hearing Examiner an advance copy, which will be avail-
17 able Monday of this coming week.

18 EXAMINER BOND: These are documents which are al-
19 ready on file with the Commission; is that correct?

20 MR. ENGELHARDT: That is correct.

21 EXAMINER BOND: So that all of them are now avail-
22 able in the Office of the Secretary and in the Public Document
23 Room; is that correct?

24 MR. ENGELHARDT: That is correct.

25 MR. BRADLEY: May I ask, sir, if counsel intends

1 to furnish a copy of the exhibit, as prepared, to counsel
2 for the applicant?

3 MR. ENGELHARDT: Such a copy can be furnished,
4 yes.

5 MR. BRADLEY: Thank you.

6 EXAMINER BOND: I construe your answer to be that
7 we will be so furnished.

8 MR. ENGELHARDT: Yes.

9 EXAMINER BOND: Is it appropriate that at this
10 point in the record the document which has now been dis-
11 tributed be copied? Is that desirable, Mr. Engelhardt?

12 MR. ENGELHARDT: Are you referring to its being
13 copied into the record?

14 EXAMINER BOND: Yes.

15 MR. ENGELHARDT: It is agreeable with the staff
16 for that to be done.

17 MR. BRADLEY: I see no objection, Your Honor.

18 EXAMINER BOND: Very well. At this point the re-
19 porter will copy into the transcript the document which has
20 been distributed; thus it will be a part of the record,
21 not bearing any other identification than this statement
22 which precedes it. This is an index of what will be the
23 proposed Joint Exhibit A.

24 "UNITED STATES OF AMERICA

25 "ATOMIC ENERGY COMMISSION

1 "IN THE MATTER OF)
 2 "PHILADELPHIA ELECTRIC COMPANY) DOCKET NO. 50-171 (C)
 3 "PROPOSED JOINT EXHIBIT A

4 "It is proposed that the following documents com-
 5 prise the staff's and applicant's Joint Exhibit A in this
 6 proceeding:

7	<u>ITEM NO.</u>	<u>DATE</u>
8	1. Advisory Committee on Reactor Safeguards Letter	Mar. 14, 1960
9	2. Application of Philadelphia Electric Company for Construction Permit and Class 104 License	July 25, 1960
10	3. Atomic Energy Commission Letter from Eber R. Price to Vincent P. McDavitt, Philadelphia Electric Company	Sep. 9, 1960
11	4. Applicant's letter from Vincent P. McDavitt to Eber R. Price, AEC	Sep. 14, 1960
12	5. Amendment No. 1 to application	Sep. 27, 1960
13	6. Advisory Committee on Reactor Safe- guards Letter	Dec. 10, 1960
14	7. Atomic Energy Commission Letter from Robert Lowenstein to L. R. Gatty, Philadelphia Electric Company	Apr. 10, 1961
15	8. Amendment No. 2 to application	Aug. 7, 1961

1	<u>ITEM NO.</u>	<u>DATE</u>
2	9. Atomic Energy Commission Letter from E. G. Cass to E. F. Gilkeson, Phila- delphia Electric Company	Oct. 5, 1961
5	10. Amendment No. 3 to application	Oct. 17, 196
6	11. Advisory Committee on Reactor Safeguards Letter	Nov. 1, 1961
8	12. Notice of Hearing	Nov. 8, 1961
9	13. Assignment of Proceeding	Nov. 17, 196
10	14. Applicant's Answer and Motion for Pre- hearing Conference	Nov. 27, 196
12	15. Order Setting Prehearing Conference	Nov. 29, 196
13	EXAMINER BOND: Of course, the decisional record	
14	will include the transcript of today's proceedings and of	
15	further proceedings and also such other pleadings, documents,	
16	and orders as may be filed during the course of the proceeding.	
17	Is that understood?	
18	MR. ENGELHARDT: Yes, sir.	
19	MR. BRADLEY: Yes, sir.	
20	EXAMINER BOND: That matter seems to have been	
21	taken care of; I assume, through informal conferences between	
22	the parties, and the steps they have thus taken are approved,	
23	and counsel are to be commended for engaging in informal	
24	conferences so as to develop matters of this nature for the	
25	record.	

1 Are there other matters which have been so dis-
2 cussed which appropriately might now be stated for the
3 record?

4 MR. BRADLEY: I might suggest, Your Honor, on the
5 question of the time for the exchange of exhibits between
6 staff counsel and counsel for the applicant, I believe that
7 staff counsel and I both feel that a proper time for the
8 exchange of exhibits would be about five days, five working
9 days, before the time scheduled for the hearing, which would
10 come to December the 11th; the public hearing being scheduled
11 on December 18, the exchange of the testimony by December the
12 11th will I think give ample time for the parties to study
13 the respective testimony.

14 EXAMINER BOND: Do you concur, Mr. Engelhardt?

15 MR. ENGELHARDT: I concur; yes, sir.

16 EXAMINER BOND: I believe it perhaps should be
17 shown in a little more detail on the record that which I
18 infer from what has been said.

19 Is it contemplated that the evidence will consist of
20 prepared written testimony with exhibits?

21 MR. BRADLEY: Our present intention is to submit
22 the testimony in prepared narrative form, and there will be,
23 in connection with the testimony, approximately 20 exhibits.
24 These exhibits will consist of exhibits relating to the site,
25 such as general maps showing the general area and the local

1 site area, and they will also include exhibits showing details
2 of various parts of the reactor system.

3 Those in general are the type of exhibits we would
4 propose to offer.

5 EXAMINER BOND: Very well. May I suggest that if
6 it is acceptable, the exhibits be numbered on behalf of the
7 applicant consecutively, beginning with Exhibit No. 1, and
8 such exhibit numbers appropriately may be expended for iden-
9 tifying testimony of witnesses in addition to the documentary
10 exhibits.

11 Is that acceptable?

12 MR. BRADLEY: Your Honor, this brings up the question
13 of the method of handling the testimony at the hearing. I
14 myself have a personal preference. Rather than have the
15 testimony marked as exhibits, as distinguished from the actual
16 exhibits, it would be my personal preference to have the tes-
17 timony transcribed in the transcript, so that we have the en-
18 tire testimony in one single documentary form, including
19 possible cross examination, instead of having them split up
20 in various sections of the evidentiary record.

21 EXAMINER BOND: That expression is informative and
22 presents a matter which I believe we should consider.

23 Before airing my mild prejudices on the subject,
24 I will ask if there is comment from staff counsel.

25 Mr. Engelhardt?

1 MR. ENGELHARDT: The staff has no objection to this
2 proposed method of handling the narrative testimony. The
3 two methods have been used in the past, the method just sug-
4 gested, and the method used in previous hearings, of intro-
5 ducing the prepared testimony as exhibits, and thereby eliminat-
6 ing the need for transcribing the narrative testimony into
7 the transcript of the hearing.

8 I don't believe at this juncture that the staff
9 has any particular preference. We might lean in the direction,
10 personally, that is, of having a complete record in the trans-
11 cript.

12 EXAMINER BOND: Thank you.

13 We have, as has been stated, used both of the men-
14 tioned methods. We also in some proceedings have gone even
15 further and have had the testimony read from the transcript
16 into the record at the hearings. I gather from the statements
17 that it is not contemplated that this third method at all be
18 employed.

19 Of course, we recognize that the cross examination
20 will be oral examination of the sponsoring witnesses.

21 MR. BRADLEY: As to whether the testimony would
22 be incorporated into the record as though read, or actually
23 read, I would bow to Your Honor's wishes on that.

24 EXAMINER BOND: These are the factors which in my
25 view warrant some consideration. Before I address myself to

1 that, I think I should state for the record what I believe
2 is our common understanding, that it is contemplated that
3 there will be a prior notification to all parties and to
4 the public of the proposed testimony and the proposed exhibits,
5 this to be accomplished by a filing with the Office of the
6 Secretary of the notification copies on December 11th, on or
7 before that date.

8 Likewise, I assume it is contemplated that at the
9 hearing there will be available in the hearing room on the
10 press table a supply of copies of the proposed testimony and
11 exhibits, such a supply to be at least 10 in number, so that
12 the members of the press and the public may have them avail-
13 able.

14 That type of procedure has been employed. It has,
15 so far as I know, engendered no complaints or repercussions.
16 It has saved much time and effort.

17 Now, getting specifically to the question of:

18 "How will the prepared testimony be handled?" I recognize that
19 it is a matter of great convenience to have all of the tes-
20 timony bound into the transcript volume. The ease of handling
21 and the facility of reference to particular portions are
22 factors that favor that approach.

23 There are two considerations of a negative nature.
24 One, which may or may not be of great importance, is the cost
25 of the transcript, which, by copying the testimony into the

1 record, is substantially increased, particularly where
2 expedited delivery of copies is ordered by participants, in-
3 cluding the Commission. Maybe that is relatively insignificant

4 Of more significance, at least from the standpoint
5 of the work of the Office of Hearing Examiners, is the prob-
6 lem of compounded errors, human errors that inevitably occur,
7 even in the process of transcribing from one document, that
8 is, the prepared testimony, into the transcript. Those errors
9 do occur, and sometimes in relatively large numbers. When
10 they do occur, they impose upon counsel for the participants
11 an obligation to see that the transcript record is corrected
12 and file motions and requests to that effect.

13 Likewise, there devolves upon this Office of Hear-
14 ing Examiners an obligation to weigh and consider and rule
15 upon those and to issue the proper order on such motions.
16 My somewhat limited experience in the past suggests that that
17 problem is of some proportions.

18 Are there further comments or reasons that might
19 be advanced in support of the proposition that the testimony
20 which has been previously prepared and previously notified
21 should be copied into the transcript, Mr. Bradley?

22 MR. BRADLEY: No, sir, I think I have stated what
23 my personal thoughts on the matter are. I think perhaps
24 since the testimony is being prepared and will be available,
25 perhaps we might not have to consider the actual disposition

1 of them at this time, but perhaps staff counsel and I can
2 get together prior to the hearing and determine the best
3 way to work it out.

4 In any event, the actual handling of the matter
5 at the hearing should not take more than a few minutes dis-
6 cussion.

7 EXAMINER BOND: I understand your comment to be now
8 to suggest that the matter might well be left where it is,
9 subject to further discussion or conference between counsel,
10 and for resolution at the commencement of the hearing.

11 MR. BRADLEY: Yes, sir.

12 EXAMINER BOND: Is that satisfactory, Mr. Engelhardt?

13 MR. ENGELHARDT: That is satisfactory, yes, sir.

14 EXAMINER BOND: Then I shall so leave it, and at
15 the commencement of the hearing, we will then determine and
16 state for the record how the presentation is to be accomplished.

17 MR. BRADLEY: Would it be the Examiner's under-
18 standing that if we used the method of having the prepared
19 testimony put into the record as an exhibit, the prepared
20 testimony of each witness would be given an exhibit number,
21 beginning with 1? And then what would be Your Honor's thoughts
22 on how the individual exhibits associated with each of the
23 sets of prepared testimony would be numbered, seriatim follow-
24 ing that, or by letters?

25 EXAMINER BOND: Seriatim following that might be

1 mechanically the most feasible; so that conceivably your
2 first witness would offer his testimony as Exhibit 1, and
3 coupled with that testimony would be certain documents, which
4 would be Exhibits 2 through 7, for example, and the second
5 witness would be No. 8, and so forth. There is a continuity
6 thus established, which, in working with the record, gives
7 a frame of reference, as it were.

8 Those are just expressions of views. The mechanics
9 of it will be left to counsel.

10 Staff testimony and exhibits desirably might be
11 numbered 101 and following, if the numbering of testimony
12 as exhibits procedure is to be followed.

13 If there should arise a request or suggestion that
14 the testimony of the witnesses ought to be given verbally
15 from the stand, then consideration will be given to such
16 request and to such circumstances as may be relevant to the
17 granting or denying of that request.

18 I make that statement by way of notification to
19 counsel who are present as well as notification to any who
20 may read this transcript.

21 I am aware that the Commission has received some
22 recent communications indicating a desire on the part of some
23 individuals to appear at the hearing, perhaps to make state-
24 ments. The parties of course likewise are aware of those
25 possibilities. Conceivably there could arise circumstances

1 in which it might be proper and desirable to present the evi-
2 dence in full orally at the hearing.

3 To go back for a moment, I would ask if there is
4 concurrence by counsel in the perhaps indirectly stated
5 proposition that all proposed evidence to be offered by each
6 party will be notified by filing three copies thereof with
7 the Office of the Secretary and by serving a copy thereof
8 on the other parties to the proceeding on or before Monday,
9 December 11th.

10 Is that agreed?

11 MR. BRADLEY: Yes, sir.

12 MR. ENGELHARDT: That is agreed.

13 EXAMINER BOND: Very well. The Secretary, on re-
14 ceipt of those three copies, will, I believe, place one copy
15 in his official files, will place a copy in the public docu-
16 ment room, and will deliver a copy to the Office of Hearing
17 Examiners.

18 Is it agreed that copies of the proposed evidence,
19 at least 10 of each document, will be available for the use
20 of the press and the public at the time of the hearing?

21 MR. BRADLEY: Yes, sir. We will have sufficient
22 copies available at the hearing for appropriate use.

23 MR. ENGELHARDT: The staff will also have avail-
24 able at least 10 copies for use at the public hearing.

25 EXAMINER BOND: Thank you.

1 I believe we might give some special attention
2 in connection with these agreements to the proposed joint
3 staff exhibit, the proposed Joint Exhibit A. It is not con-
4 templated that 10 copies of that exhibit will be available
5 to the public, is it, Mr. Engelhardt?

6 MR. ENGELHARDT: No, sir, it is not contemplated
7 that there will be that many available. I think we can have
8 available here in the auditorium two or three complete sets,
9 additional sets, of Joint Exhibit A, for the use of interested
10 individuals, while attending the public hearing. However, we
11 do not have a sufficient number of documents comprising this
12 Joint Exhibit A to prepare more than a total of six or seven.

13 EXAMINER BOND: That is a reasonable condition
14 that should be expressed here. One basis for making the
15 exception there, of course, is that, as earlier stated, all
16 of these documents are, and most of them for some time have
17 been, on file and available to the public in the Commission's
18 public records. They will continue to be so available.

19 Of the new material, copies in required abundance
20 will be available pursuant to this agreement.

21 Are there other comments upon this matter of the
22 how of preparation and presentation of evidence?

23 MR. BRADLEY: No, sir, I have none.

24 EXAMINER BOND: Are there other matters which have
25 been discussed between counsel which might usefully be stated

1 now?

2 MR. BRADLEY: I believe that concludes the thoughts
3 I had in mind, Your Honor.

4 EXAMINER BOND: Mr. Engelhardt?

5 MR. ENGELHARDT: May I inquire of Mr. Bradley as
6 to whether he would at this time propose to discuss any methods
7 that he would suggest regarding the methods of filing proposed
8 findings and conclusions of law or setting any tentative
9 dates for filing of such document?

10 MR. BRADLEY: I suppose we could discuss that at
11 this time, specifically the question of the time for filing
12 the proposed findings.

13 Depending upon how the testimony is handled at the
14 hearing, there may be a need for an intervening submission
15 of proposed changes to the transcript. If that were to be-
16 come necessary, I should think that the applicant could have
17 its proposed changes to the transcript on file at about
18 December the 28th, and I would further suggest that perhaps
19 the applicant's proposed findings could be submitted by
20 about January 4th.

21 I think both staff counsel and I feel that we
22 should not overlook the possibility of the submission of
23 joint findings, if this appears to be feasible. If that
24 does not appear to be feasible, I would suggest those dates
25 I previously mentioned for the submission of the proposed

1 findings.

2 MR. ENGELHARDT: The staff I feel would find the
3 proposed date of December 28th for the submission of correc-
4 tions to the transcript satisfactory; and if it is decided
5 to submit separately proposed findings and conclusions, I
6 would propose that the date --

7 Well, unfortunately, I don't have a calendar that
8 is going to run that far, but if counsel for the applicant
9 could assist me:

10 Could you give me the date of the Thursday follow-
11 ing the date that you propose to submit your proposed findings?

12 MR. BRADLEY: January 1st is on a Monday. I think
13 I suggested the 4th for the applicant's proposed findings.
14 The 4th would be a Thursday, so I take it the next Thursday
15 would be the 11th.

16 I am doing this in the absence of a calendar in
17 front of me.

18 MR. ENGELHARDT: Yes. And the staff would be pre-
19 pared by January 11th, 1962, to provide its proposed findings
20 and conclusions.

21 EXAMINER BOND: These projected dates are suggested
22 on an assumption, I suppose, that the hearing will be com-
23 pleted on December 18th or 19th.

24 MR. BRADLEY: I understand that these suggested
25 dates are merely tentative, and one can't really tell and

1 commit oneself until the close of the hearing.

2 I suppose more properly the question of the sub-
3 mission of suggested corrections to the transcript and pro-
4 posed findings should more properly await the close of the
5 hearing. But these were just suggestions we were contemplat-
6 ing at the present time. I think it should be nailed down
7 more definitely at the time the record closes, when we have
8 a better view of the situation.

9 EXAMINER BOND: I agree with those observations
10 and approve the suggestion that we look upon these suggested
11 times as tentative dates. They will be made firm and final,
12 or such other dates as may be selected will be made firm and
13 final, near the conclusion of the hearing itself. In the
14 meantime, we can have these dates in mind as target objectives,
15 as it were.

16 On the question of possible proposed joint filings,
17 I have not very much comment. I would say that usually it
18 is helpful to have in the pleadings, whether individually
19 submitted or jointly submitted, a presentation of all of the
20 proposed findings upon all material facts of significance
21 to the issues and the matters to be decided, and the con-
22 clusions and the proposed order or disposition that should
23 be made, if that document is to be presented on behalf of the
24 applicant, who in this proceeding has the burden. Then a
25 reasonable time for reply by the staff is found frequently

1 helpful.

2 In such a reply pleading, the staff can, and usually
3 does, to the extent that it disagrees with the applicant's
4 proposals, point out alternative findings or conclusions
5 or changes in those that have been suggested.

6 It is my impression here, from what has been said,
7 that counsel for the parties would like to discuss that
8 matter further and to arrive at some proposed procedure to
9 be advanced at the hearing.

10 Is that correct?

11 MR. BRADLEY: Yes, I think we just want to keep
12 in mind the possibility of attempting to file joint findings.

13 MR. ENGELHARDT: That is correct. This is the
14 extent of our discussions, and the possibility of such a
15 proposed joint finding is to be considered and will be, I
16 should say, agreed upon at a later date and proposed at the
17 hearing itself.

18 EXAMINER BOND: Very well. That method of pro-
19 cedure appears to be the one most feasible, and we will under-
20 take to attach no more finality to it than has been indicated.

21 How many witnesses does the applicant anticipate,
22 off-hand?

23 MR. BRADLEY: I would anticipate, Mr. Examiner,
24 approximately six or seven, at this moment.

25 EXAMINER BOND: On behalf of the staff?

1 MR. ENGELHARDT: The staff proposes to offer the
2 testimony of two witnesses, a Mr. Charles Lovejoy of the
3 Division of Finance, and Dr. Martin Biles of the Division
4 of Licensing and Regulation. These two will comprise the
5 staff witnesses at the public hearing.

6 EXAMINER BOND: Of course, I believe it has been
7 said that all witnesses will be present, available, and will
8 be sworn. We will identify such exhibits as they may offer,
9 including their testimony, if that is to be so treated; and
10 the witnesses will be available for cross examination by
11 opposing counsel or by others whose interests may warrant
12 their participation in the proceeding.

13 Are there questions or comments on that?

14 MR. BRADLEY: No, sir.

15 MR. ENGELHARDT: No, sir.

16 EXAMINER BOND: Are there other matters appropriate
17 for consideration at this time?

18 MR. ENGELHARDT: The staff has no appropriate
19 matters.

20 MR. BRADLEY: I have none, Your Honor.

21 EXAMINER BOND: There being none, the purposes of
22 the conference therefore appear to have been accomplished
23 within the areas indicated by the record.

24 The agreements and determinations that have been
25 stated are approved. The participants in the hearing proceeding

1 will be governed thereby.

2 The convening of this hearing has been notified by
3 published notice. That is to take place in this auditorium
4 at 10:00 o'clock a. m., on Monday, December 18th, 1961.

5 Until that time and place, the further proceeding
6 herein now is adjourned.

7 (Whereupon, at 11:10 a. m., the prehearing con-
8 ference was adjourned.)

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