

RELATED CORRESPONDENCE

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

August 22, 1995

DOCKETED
USNRC

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OFFICE OF THE
GENERAL COUNSEL

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OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of
SEQUOYAH FUELS CORPORATION
GENERAL ATOMICS
Docket No. 40-8027-EA

Dear Mr. Duncan:

This is in response to your August 18, 1995 Notice of Deposition of James M. Taylor.

As I have stated in my August 14, 1995 letter to you, please be advised that although the NRC staff is willing to make Hugh Thompson available for deposition, the Staff will not make Mr. Taylor available because there appears to be no exceptional circumstances under which his examination necessary. See 10 C.F.R. § 2.720(h).

In particular, the Staff is still unaware of, and you have not indicated, any relevant and material facts that Mr. Taylor has direct knowledge of, but that Mr. Thompson does not. Furthermore, the Staff does not agree with your intimation in your August 18, 1995 letter that the provisions of 10 C.F.R. § 2.720(h) are somehow inadequate with regard to a deposition request for the Executive Director of Operations. In addition, although the Staff identified Mr. Taylor in its answers to interrogatories as having information regarding matters inquired about, the Staff at no time suggested that, by virtue of his position or otherwise, any information he has could not be addressed by Mr. Thompson. In fact, Mr. Thompson was also identified in the same interrogatory answers to which you refer. Accordingly, Mr. Thompson will respond on behalf of the Staff to any questions relevant to the first phase of this proceeding.

Finally, the Staff is making a concerted attempt to gather any non-privileged documents you have requested as soon as possible. Please call me at the end of the week to discuss the status of the Staff's production and any rescheduling of Mr. Thompson's deposition if you determine that to be necessary.

Sincerely,

A handwritten signature in cursive script, appearing to read "Steven R. Hom".

Steven R. Hom
Counsel for NRC Staff

cc: Service List

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