

RELATED CORRESPONDENCE

July 25, 1979

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

PENNSYLVANIA POWER AND LIGHT CO.  
ALLEGHENY ELECTRIC COOPERATIVE, INC.

Docket Nos. 50-387  
50-388

(Berwick Atomic Power Plant)  
(Susquehanna Units 1 and 2 )

CITIZENS AGAINST NUCLEAR DANGERS  
SUBMISSION OF SUPPLEMENTAL DISCOVERY REQUESTS  
TO THE COMMONWEALTH OF PENNSYLVANIA

The Citizens Against Nuclear Dangers (Citizens) are now aware that some records in various categories under the jurisdiction of the Pennsylvania Department of Environmental Resources (DER) that should have been forwarded in response to discovery requests of May 22, 1979, from the Citizens, are probably missing. We reiterate our request for copies of these papers, if and when they are found.

This leads us to our main point. In response to the May 22, 1979, discovery requests to DER to "Provide a catalogue containing a complete listing of the documents, reports and correspondence, etc...on the subject of PP&L's Berwick atomic power plant," the Citizens were notified by an Assistant Attorney General that "In the month following the March 28, 1979, accident at Three Mile Island Unit 2, many documents which were not shelved or in file drawers were moved aside or otherwise displaced by visitors from various Federal and State agencies who used the offices of the Bureau of Radiation Protection. We cannot assure you that all misplaced documents relevant to this or any other subject have been located, replaced in file drawers, and listed."

This serious breach of internal records security is appalling!

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For an Assistant Attorney General to actually make public what appears to be serious negligence on the part of government officials, apparently allowing unauthorized persons to gain access to restricted areas where DER documents on radiation have apparently disappeared or were concealed, during a thirty day period, then there is cause for real concern by federal and state commissioners investigating TMI.


The Citizens, therefore, call upon Governor Dick Thornburgh to request that the Federal Bureau of Investigation take belated but effective action. There quite possibly has occurred criminal acts such as the theft, concealment, or destruction of original official records from the Bureau of Radiation that could be of some importance to the TMI inquires. The DER radiation records on TMI will also become vitally important in the numerous class action law suits pending in federal court where plaintiffs are seeking damages up to the 560 million dollar limit.

Last but not least in our judgement Governor Thornburgh, the missing or stolen records adversely affect the ability of the Citizens to present certain admissible evidence at forthcoming public hearings before the U.S. Atomic Safety and Licensing Board in the Berwick case.

Because the DER bureaucracy in the past...and present, refuse to represent and defend the health and safety interests of Pennsylvania citizens before the NRC---as the DER should, then ordinary citizens have to try on their own. That being what it may, what we certainly don't need is obstructionist payrollers in the DER denying, for whatever reason, the evidence we require. Please use your good offices to get to the bottom of this mess!

Respectfully submitted

Dated: July 25, 1979

  
Irene Lemanowicz, Chairperson

CERTIFICATE OF SERVICE

RELATED CORRESPONDENCE

I hereby certify that copies of Citizens Against Nuclear Dangers  
Submission of Supplemental Discovery Requests to the Commonwealth  
of Pennsylvania have been served on the following by deposit in the  
United States mail, first class, this 25th day of July, 1979.

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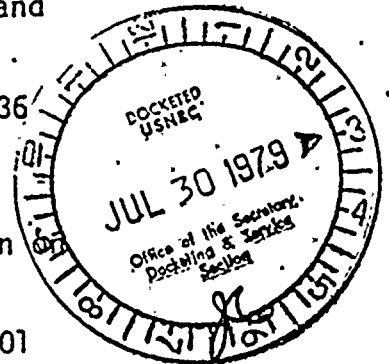
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