

In the Matter of ARIZONA PUBLIC SERVICE COMPANY, et al. Palo Verde Nuclear Generating Station, Units 1, 2 and 3

DOCKET NOS.

STN 50-528 STN 50-529 STN 50-530

NOTICE OF APPEARANCE

Notice is hereby given that the undersigned attorney enters an appearance in the captioned matter on behalf of the joint applicants herein. In accordance with section 2.713(a) of 10 CFR Part 2, the following information is provided.

Name: Arthur C. Gehr

Address: Snell & Wilmer

3100 Valley Bank Center Phoenix, Arizona 85073

Telephone No.: (602) 257-7288

Admitted to practice - Supreme Court of Arizona Supreme Court of Illinois

Name of Party - Arizona Public Service Company
P.O. Box 21666
Phoenix, Arizona 85036
Acting on its own behalf and as
agent for all other joint applicants

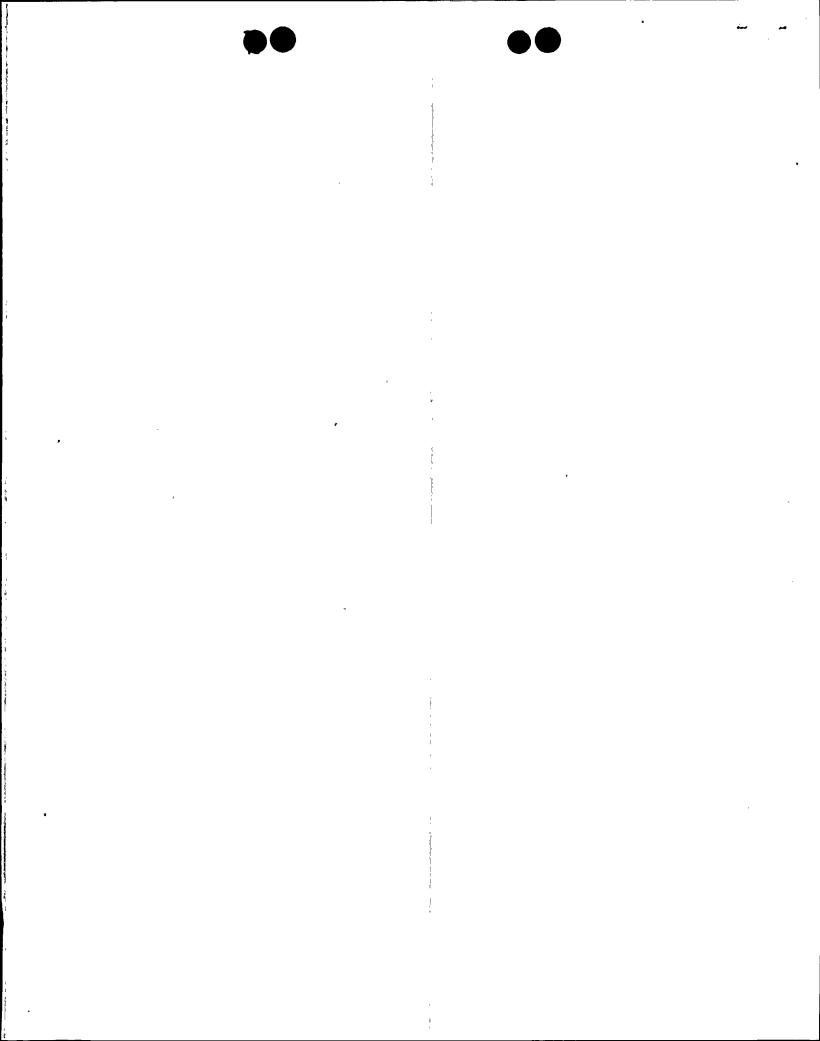
Respectfully submitted,

Arthur C. Gebr

Attorney for Joint Applicants

Dated: <u>July 23 198</u>0

1/1



In the Matter of ARIZONA PUBLIC SERVICE COMPANY, et al. Palo Verde Nuclear Generating Station, Units 1, 2 and 3

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> Name: Charles A. Bischoff

Snell & Wilmer Address:

> 3100 Valley Bank Center Phoenix, Arizona 85073

Telephone No.: (602) 257-7254

Admitted to practice - Supreme Court of Arizona U. S. District Court for the District of Arizona

Name of Party - Arizona Public Service Company P.O. Box 21666

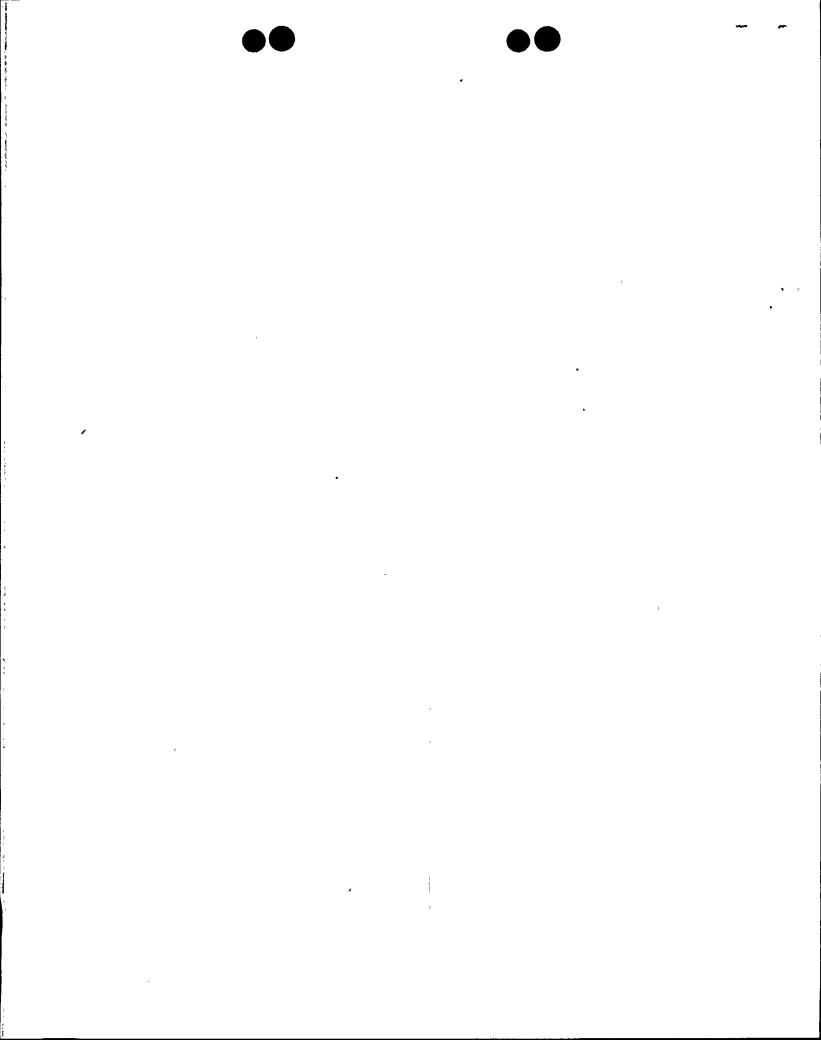
Phoenix, Arizona 85036

Acting on its own behalf and as agent for all other joint applicants

Respectfully submitted,

Charles A.

Attorney for Joint Applicants



In the Matter of ARIZONA PUBLIC SERVICE COMPANY, et al. Palo Verde Nuclear Generating Station, Units 1, 2 and 3

DOCKET NOS. STN 50-528 STN 50-529 STN 50-530

CERTIFICATE OF SERVICE

I hereby certify that the foregoing documents have been served upon the following listed persons by deposit in the United States mail, properly addressed and with postage prepaid.

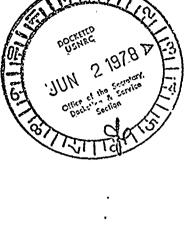
Docketing and Service Section U.S. Nuclear Regulatory Commission Washington, D.C. 20555

Chairman
Maricopa County Board of
Supervisors
111 South Third Avenue
Phoenix, Arizona 85004

Charles A. Baschoff

Dated: <u>July 23 1980</u>

• • •





OFFICE OF THE

THE CITY OF EL PASO, TEXAS

May 24, 1978

RAY SALAZAR

1900, 1 HP 1 50-528/530

Nuclear Regulatory Commission 7920 Norfolk Avenue Bethesda, Maryland 20555

RE: Palo. Verde Nuclear Generating Plant

Units 4 and 5

Gentlemen:

Recent newspaper articles in the El Paso area have indicated that the El Paso Electric Company along with other partners in the Palo Verde Nuclear Plant are applying to your organization for permits for units 4 and 5.

As Mayor of El Paso, I wish to protest the granting of any additional permits in the Palo Verde program. The rate payers of El Paso have been saddled by the Texas Public Utility Commission with responsibility for construction work in progress.

Our utility bills are going to be so disproportionate as a result that the viability of our community to attract industry and provide our citizens with a quality life style will be greatly hampered.

I would appreciate notice of any hearing you have on this matter so that the City of El Paso can make an appearance as an intervenor or file a written statement of position.

Sincerely,

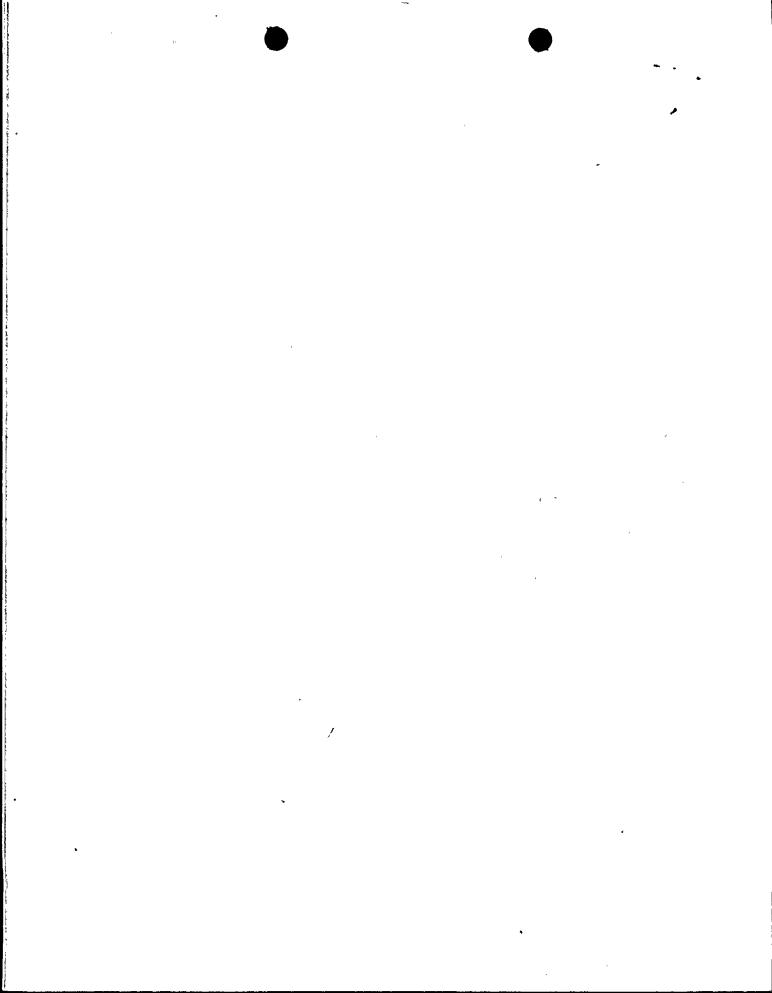
TAY SALAZAR

Mayor

/td:gd

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RECEIVED



In the Matter of)		•	
ARIZONA PUBLIC SERVICE COMPANY, ET AL.	·	Docket	No.(s)	50-528 50-529 50-530
(Palo Verde Nuclear Generating Station, Unit Nos. 1, 2, and) 3)) ·	•	• •	
•)	•		

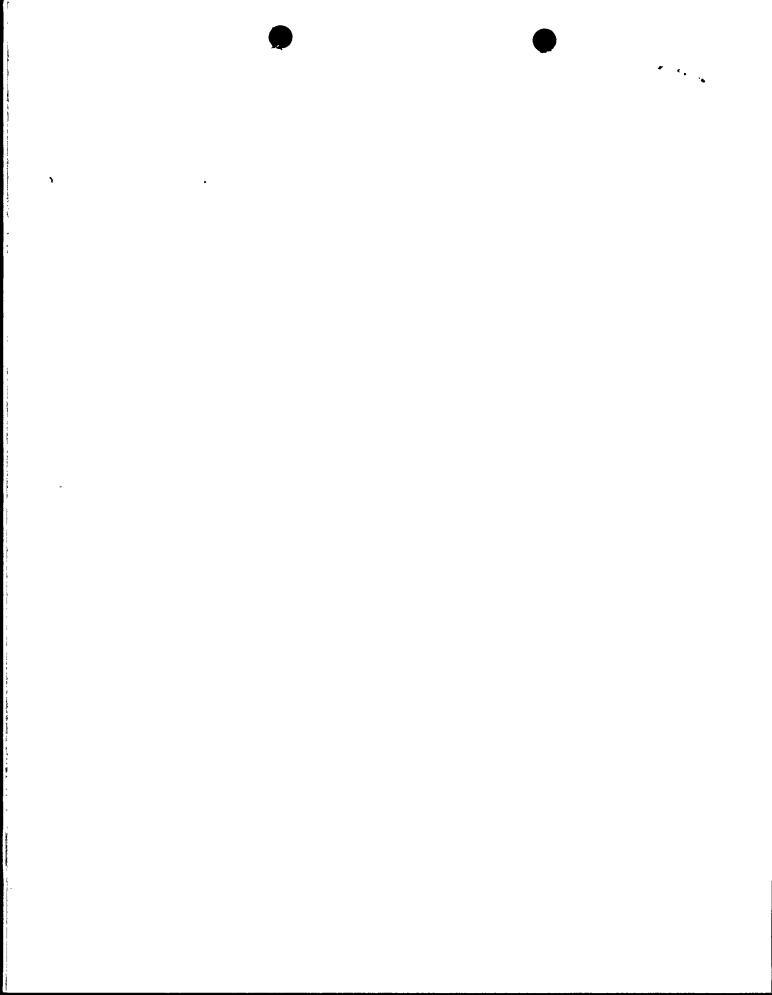
CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document(s) upon each person designated on the official service list compiled by the Office of the Secretary of the Commission in this proceeding in accordance with the requirements of Section 2.712 of 10 CFR Part 2.-Rules of Practice, of the Nuclear Regulatory Commission's Rules and Regulations.

Dated at Washington, D.C. this

500 day of 400 197

Office of the Secretary of the Commission



In the Matter of

ARIZONA PUBLIC SERVICE COMPANY, Docket No.(s) 50-528
ET AL.

(Palo Verde Nuclear Generating Station, Units 1, 2 and 3)

SERVICE LIST

Hugh K. Clark, Esq. P. Box 127A Kennedyville, Maryland 21643

Dr. Kenneth A. McCollom Associate Dean College of Engineering Oklahoma State University Stillwater, Oklahoma 74074

Dr. Quentin J. Stober
Research Associate Professor
Fisheries Research Institute
University of Washington
Seattle, Washington 98195

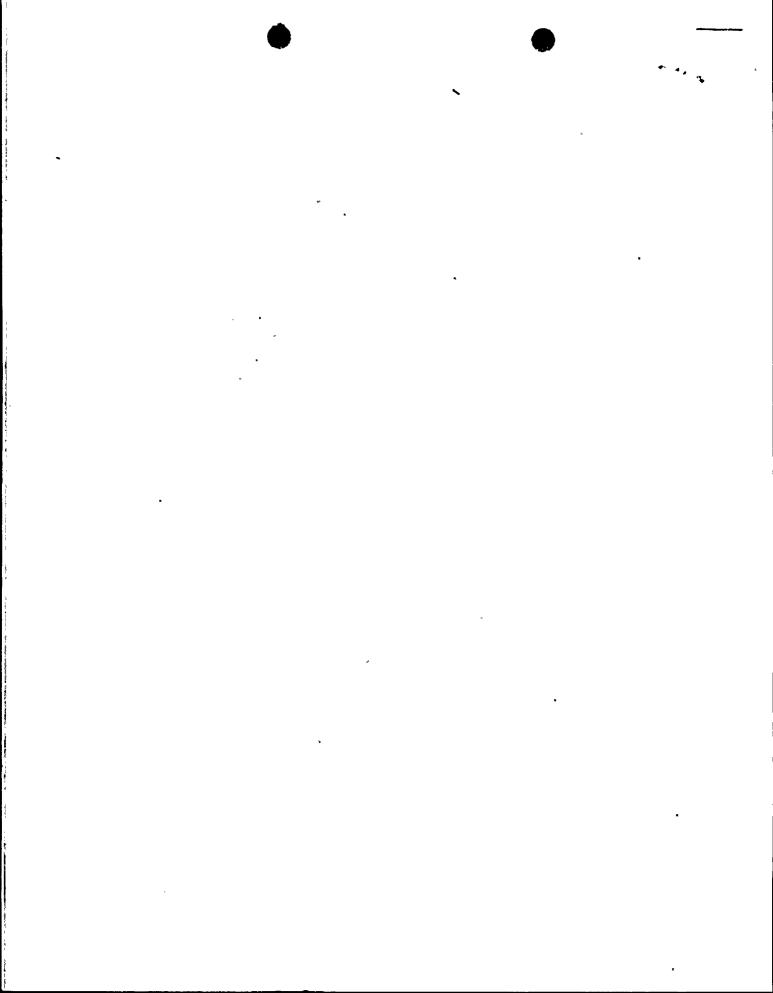
4315 Pro - 478 3

Counsel for NRC Staff U.S. Nuclear Regulatory Commission Washington, D. C. 20555 Arthur C. Gehr, Esq. Snell and Wilmer 3100 Valley Center Phoenix, Arizona 85073

Honorable Andrew W. Bettwy Assistant Attorney General 159 State Capitol 1700 West Washington Phoenix, Arizona 85007

Mr. Tres English 129 South Irving Tucson, Arizona 85711

Phoenix Public Library 12 East McDowell Road Phoenix, Arizona 85004



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NINETY-FIFTH CONGRES

MORRIS K. UDALL, ARIZ., CHARMAN

DHILLIP BURTON, CALIF.
ROBERT W. KASTENMEIER, WIS.
LLOYD MEEDS. WASH.
ABRAHAM KAZEN, JR., TEX.
TENO RONGALIO, WYO.
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ANTONIO BORIA WON PAT, GUAM
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JAMES WEAVER, OREG.
BOS CARR, MICH.
GEORGE MILLER, CALIF.
THEOOORE M. (TED) RISENHOOVER,
CKLA.

George Miller, Calif, Theodore M. (Ted) Risenho Calla.

James J. Plorio, N.J.
Dawson Mathis, Ga.
Philip R. Sharp, Ind.
Matthew F. Mighigh, N.Y.
JONN KRES, Calif.
EDWARD J. MARKEY, MASS.
PETER H. KOSTMAYER, PA.
BALTASAR CORRADA, P.R.
AUSTIN J. MUSPHY, PA.
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BRUCE F. VENTO, MINN.
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KEITH G. SEBELIUS, KANS.
DON YOUNG, ALASKA
ROBERT E. BAUMAN, MD.
STEVEN D. SYMMS, IDAHO
JAMES F. (JIM) JOHNSON, COLO.
ROBERT J. LAGOMARSINO, CALIF.
DAN MARRIOTT, UTAH
RON MARRIOTT, UTAH
MICKEY EDWARDS, OKLA.

COMMITTEE ON INTERIOR AND INSULAR AFFAIRS
U.S. HOUSE OF REPRESENTATIVES
WASHINGTON, D.C. 20515

February 1, 1978

CHARLES CONKLIN

ROBERT A. REVELES
ASSOCIATE STAFF DIRECTOR

LEE MC ELVAIN

GENERAL COUNSEL

STANLEY SCOVILLE

LOUIS STRIEGEL

NEW TEXTURE

19900. & UTILL, EAC. 50 -522 25 20

The Honorable
Joseph Hendrie, Chairman
Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Dr. Hendrie:

I have received a letter from one of my constituents, Mr. David A. Lewis, which raises questions about the adequacy of the assessment of the seismic hazard at the site of the Palo Verde Nuclear Project.

As I have indicated previously, I recognize the complexity of the seismic question. However, this is an important issue and I believe that Mr. Lewis' questions are deserving of thorough answers. Therefore, I would appreciate your looking into whether there is any basis for the staff to change its position with regard to the adequacy of the seismic design criteria at the Palo Verde site. I am enclosing for your information, the letter sent to me by Mr. Lewis. I look forward to receiving your reply.

Thank you for your assistance.

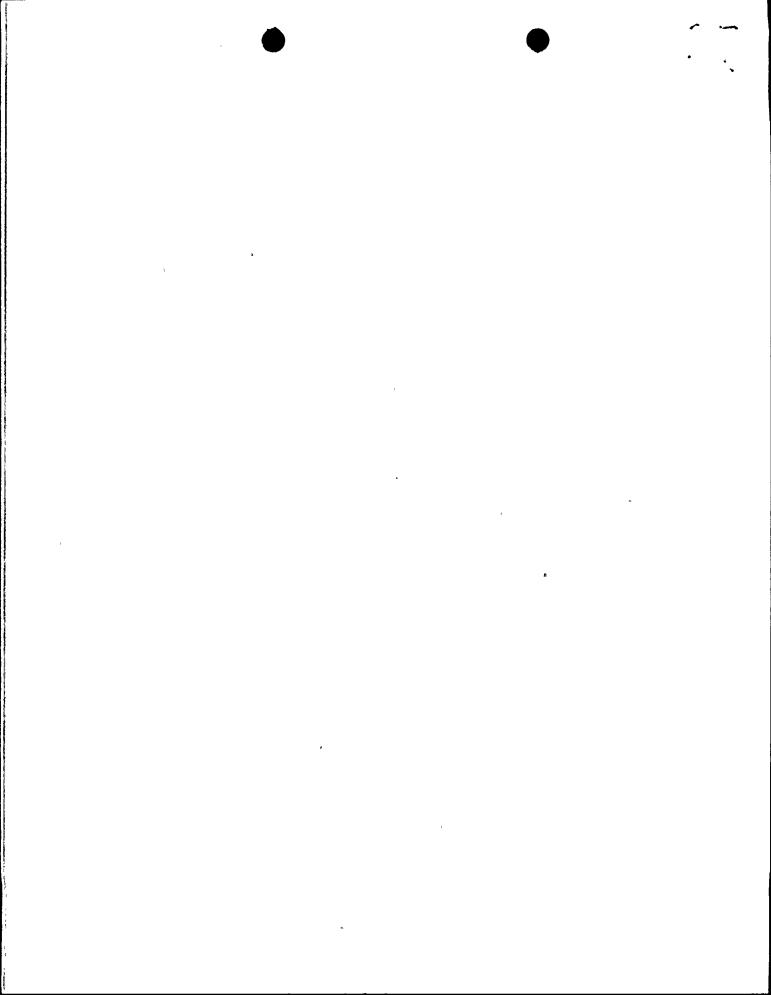
Sincerely,

MORRIS K. UDALL

Chairman

enclosure





JAN 26 REC'D

Congressman Morris K. Udall 235 Cannon House Office Building Washington, D.C. 20515

Congressman Udall:



The awesome power produced by splitting an atom has great potential. for both good and evil. Yet, even the beneficial uses of nuclear power must be carefully scrutinized to prevent an unintentional catastrophe.

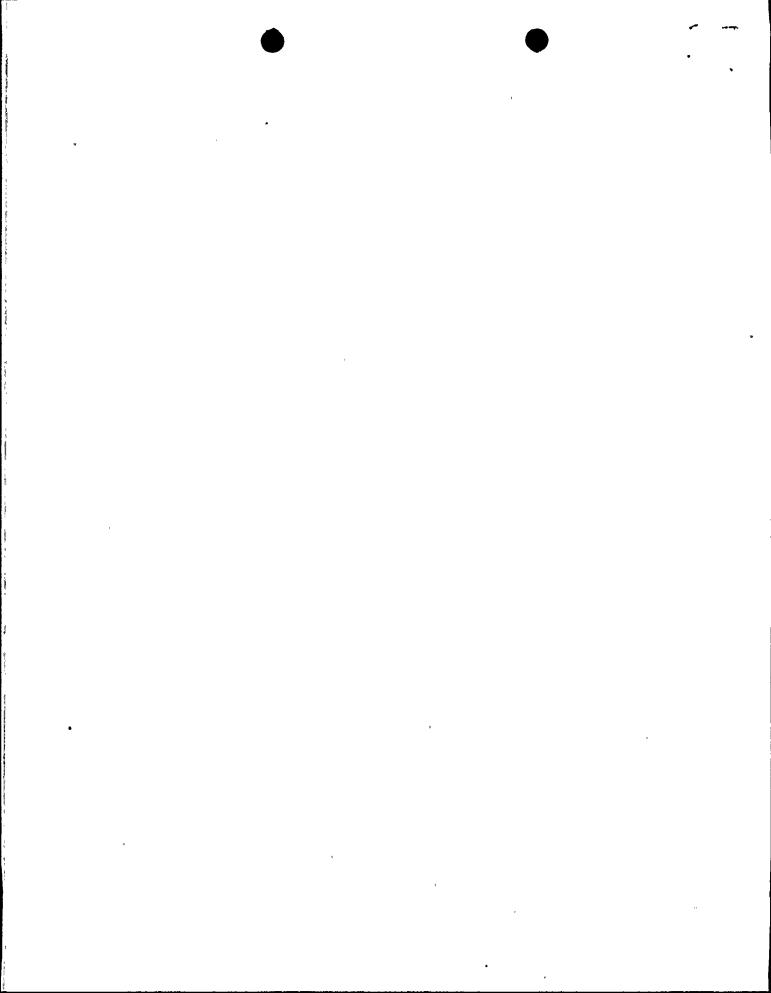
In this regard I have written you for information about a possible safety hazard with the Palo Verde Nuclear Project.

The information I am requesting concerns the seismic (earthquake)

potential of southern Arizona and its impact upon the design of the .

Palo Verde Nuclear Project.

My dissatisfaction with his response to the above question interested me enough to research the answer myself. I discovered that this seeming simple question is very difficult, if not impossible to answer accurately. All of the various facets involved in this question are beyond my expertise and I have prepared a few basic questions which I would like you to respond to.

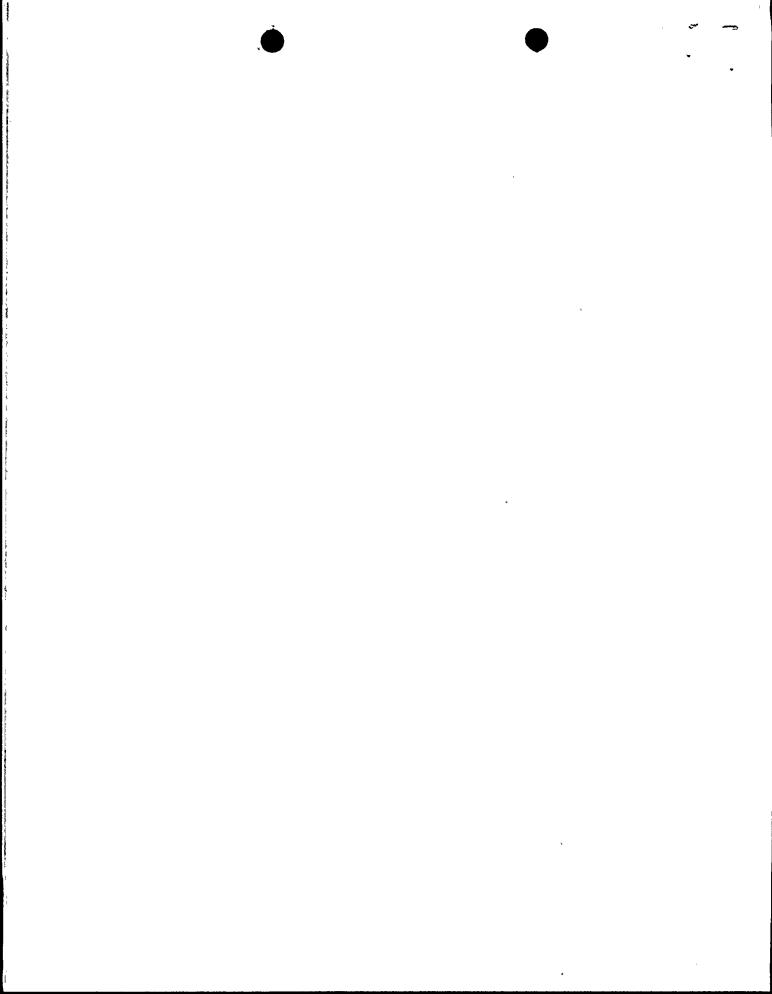


For the sale of brevity I have narrowed to questions down to those which concern the earthquake potential of southern Arizona. The main hypothesis which I would like you to research is:

Whether southern Arizona is part of the same seismic area asthe area in which the Sonoran Earthquake of 1887 occured.

If this hypothesis is correct, then an earthquake of eight point five (8.5) on the richter scale could occur randomly at any place in southern Arizona. Therefore, I have prepared the following five (5) questions, which when answered, will resolve my doubts the safety hazards of Palo Verde Nuclear Project.

- 1. Broadly stated, what evidence supports and negates the above hypothesis that southern Arizona is part of the same seismic area in which the Sonoran Earthquake occured.
- 2. The writers of the preliminary safety analysis stated that since an earthquake had occured near the present site and was not due to a known tectonic structure, that an earthquake could be expected at the site vicinity.
 - a. What was the probable cause of this earth-quake?
 - b. How accurate can we predict the size and frequency of occurance of such earthquakes.
 when they are not due to known tectonic structures?
 c. What efforts have been made to predict the occurance of earthquakes in Arizona?
- 3. In a seperate report by the United States
 Geological Survey, the writers did not discover
 enough evidence to warrant the existence of one of
 seismic zones surrounding the Palo Verde Nuclear Project.
 - a. What evidence supports and negates the existance of the remaining zones?
 - b. What evidence supports and negates the description of these zones as circular rather than a different shape?
 - c. What is the purpose and importance of these zones on the the gravitational force caused by an earthquake?



- 4. In the above report the writers for the Unit States Geological Survey concluded that the preliminary safety analysis had underestimated the probable size of an earthquake occurring within one of the zones by one (1) richter point.
 - a. What is the probable explanation for this discrepency?
 - b. How accurate is the United States Geological Survey report as compared to present seismic prediction methods?
 - c. Did the preliminary safety analysis underestimate the magnitude of possible earthquakes in any other zones?
- 5. What would be the effect of a Sonoran-type earthquake on the buried faults located under the Palo Verde site?

The seismic potential of Arizona, which the above questions deal with, may constitute an un-resolved safety hazard. I frankly do not know if any such hazard exists, however by asking these questions I only want to learn the truth about my fears. Thankyou in advance for your attention to this matter.

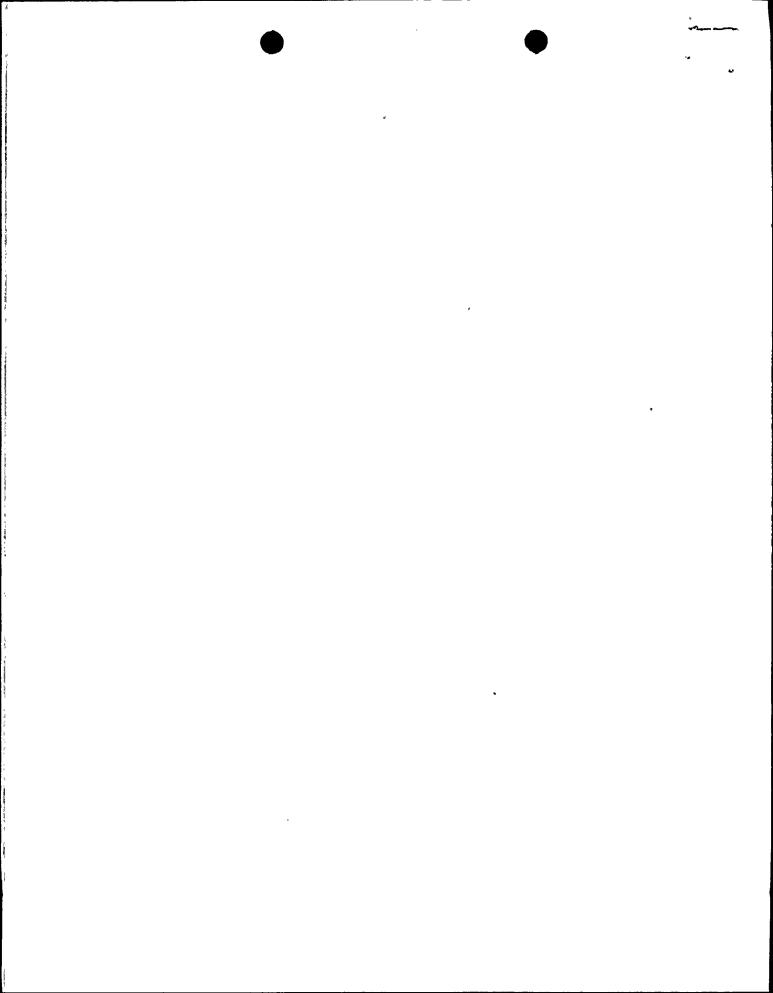
Please respond to: David A. Lewis
5708 E. 1st Street
Tucson, AZ. 85711

Sincerely,

David A. Lewis

c.c. Congressman Morris K. Udall, 235 Cannon House Office Building Washington, D.C. 20515

U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 Attn. Sybil Kari, 5415 MNB



In the Matter of)		•	
ARIZONA PUBLIC SERVICE COMPANY, ET AL. (Palo Verde Nuclear Generating	·) ·)	Docket	No.(s)	50-528 50-529 50-530
Station; Unit Nos. 1, 2, and	3)			
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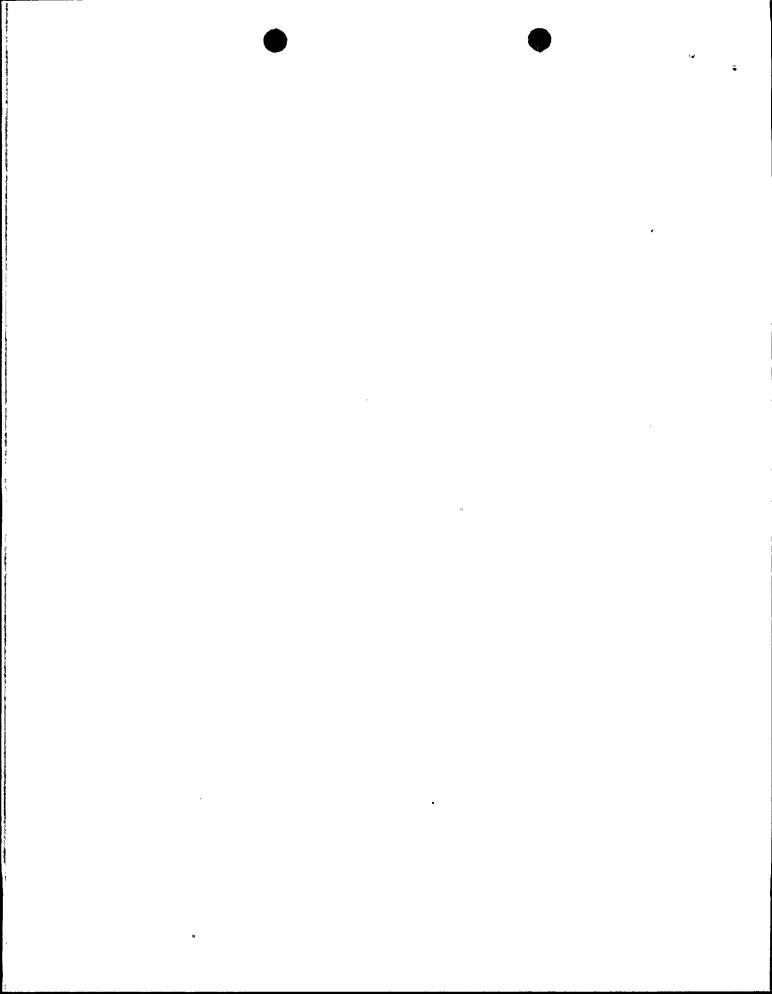
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Dated at Washington, D.C. this

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Office of the Secretary of the Commission



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(Palo Verde Nuclear Generating Station, Units 1, 2 and 3)))		
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SERVICE LIST

Hugh K. Clark, Esq. P. Box 127A Kennedyville, Maryland 21643

Dr. Kenneth A. McCollom Associate Dean College of Engineering Oklahoma State University Stillwater, Oklahoma 74074

Dr. Quentin J. Stober Research Associate Professor Fisheries Research Institute University of Washington Seattle, Washington 98195

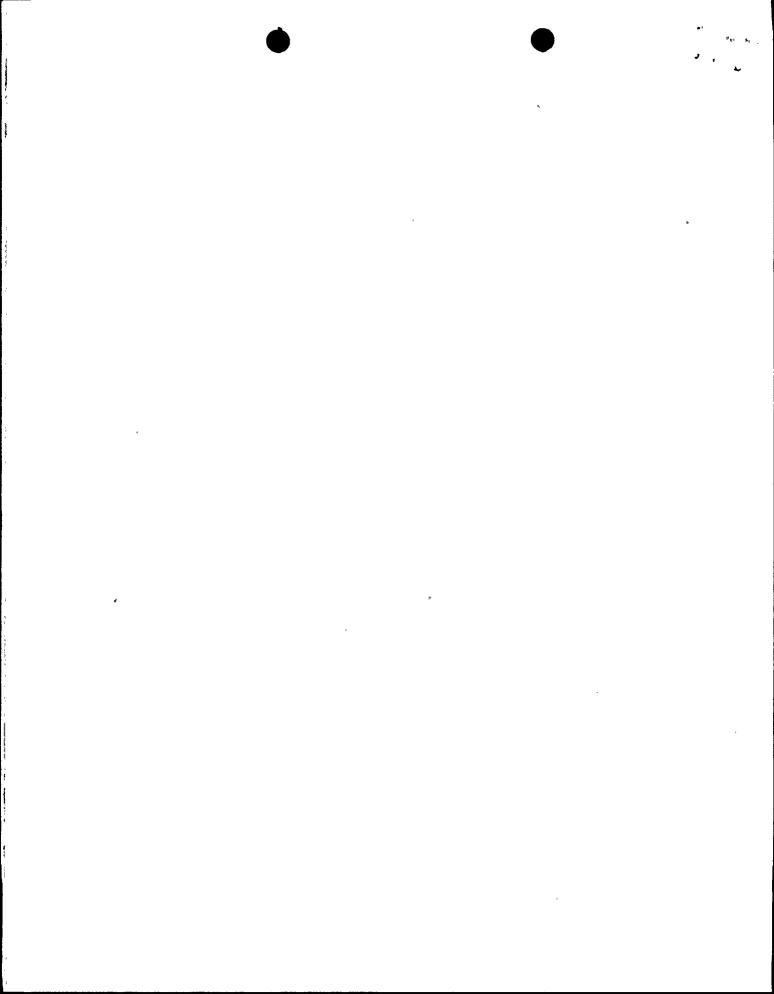
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
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Honorable Andrew W. Bettwy Assistant Attorney General 159 State Capitol 1700 West Washington Phoenix, Arizona 85007

Mr. Tres English 129 South Irving Tucson, Arizona 85711

Phoenix Public Library 12 East McDowell Road Phoenix, Arizona 85004



ATOMIC SAFETY AND LICENSING BOARD



In The Matter Of) Doc!

ARIZONA PUBLIC SERVICE) (Palo Verde Nuclear Generating)

Station, Units 1, 2 and 3)

Docket Nos. STN 50-528 STN 50-529 STN 50-530

NOTICE OF WITHDRAWAL OF COUNSEL

The undersigned herewith withdraws as attorney for SOUTHERN CALIFORNIA EDISON COMPANY in the above proceeding.

The following will continue as attorneys for Southern California Edison Company: David N. Barry, III and James A. Beoletto.

DATED: 050 15 1976

CHARLES R. NOCHER

CHARLES R. KOCHER Attorney at Law

• • • •

CERTIFICATE OF SERVICE



I hereby certify that on the ______, day of _______, 1976 copies of the foregoing NOTICE OF WITHDRAWAL OF COUNSEL were served upon each of the following by deposit in the United States mail, postage prepaid, addressed as follows:

Mr. Hugh K. Clark
P. O. Box 127A
Kennedyville, Maryland 21645

Dr. Kenneth A. McCollom Associate Dean College of Engineering Oklahoma State University Stillwater, Oklahoma 74074

Dr. Quentin J. Stober Research Assoc. Professor Fisheries Research Institute University of Washington Seattle, Washington 98195

Arthur C. Gehr, Esq.
Bruce Norton, Esq.
Steven M. Wheeler, Esq.
Snell & Wilmer
3100 Valley Center
Phoenix, Arizona 85073

Barbara E. Fisher, Esq. Arizona Public Law Advocates 201 North Stone Avenue Tucson, Arizona 85701

Mr. Carmine F. Cardamone, Jr. 1415 N. Third Avenue Tucson, Arizona 85705

Andrew W. Bettwy, Esq.

Assistant Attorney General
159 State Capitol
1700 West Washington
Phoenix, Arizona 85007

Arizona Clean Energy Coalition 745 East 5th Street Tucson, Arizona 85715

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

Atomic Safety and Licensing Appeal Board
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 A. EEULETTO

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ATOMIC SAFETY AND LICENSING BOARD

In The Matter Of)	Docket	Nos.		
ARIZONA PUBLIC SERVICE COMPANY, et al.) ·				50-529 50-530
(Palo Verde Nuclear Generating Station, Units 1, 2 and 3))			:	•
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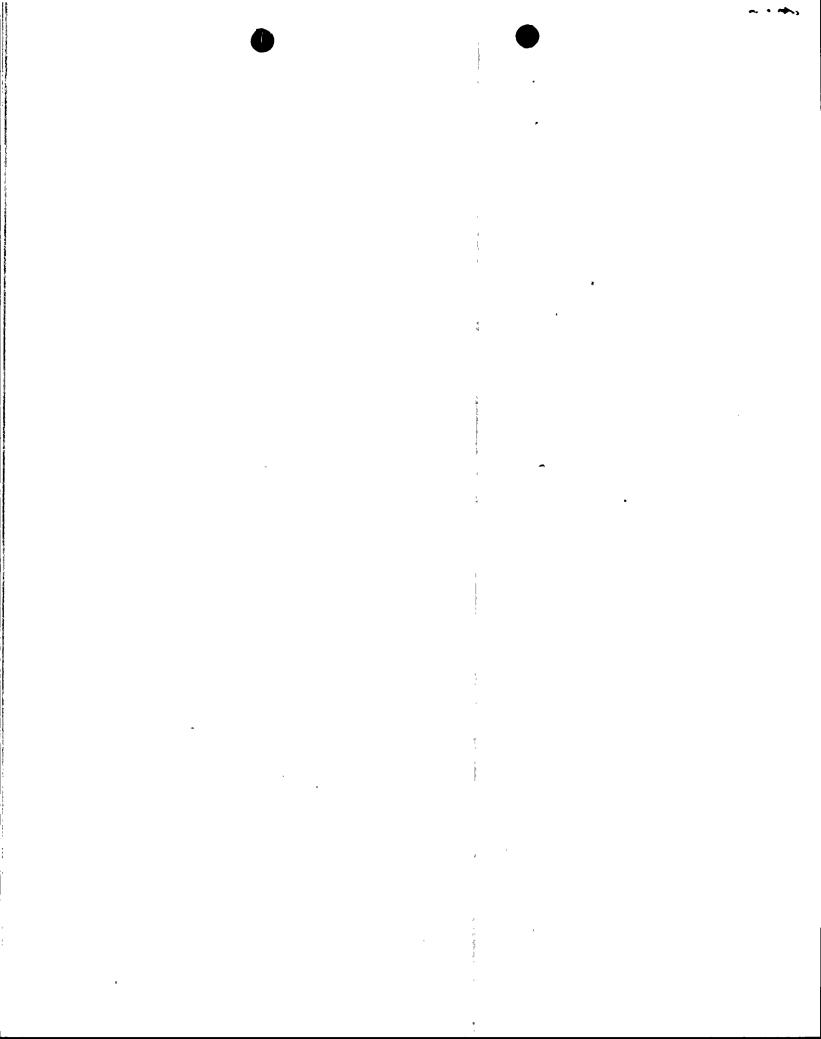
The undersigned herewith withdraws as attorney for SOUTHERN CALIFORNIA EDISON COMPANY in the above proceeding.

The following will continue as attorneys for Southern California Edison Company: David N. Barry, III and James A. Beoletto.

DATED:	DEC	15 1976	
·	-		

CHARLES R. KOCHER

CHARLES R. KOCHER Attorney at Law



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I hereby certify that on the 15 day of DEC 1976, 1976 copies of the foregoing NOTICE OF WITHDRAWAL OF COUNSEL were served upon each of the following by deposit in the United States mail, postage prepaid, addressed as follows:

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

JAMES A. BEOLETTO

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ATOMIC SAFETY AND LICENSING BOARD

In The Matter Of .)	Docket	Nos.		50-528 50-529
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(Palo Verde Nuclear Generating Station, Units 1, 2 and 3)))			•	

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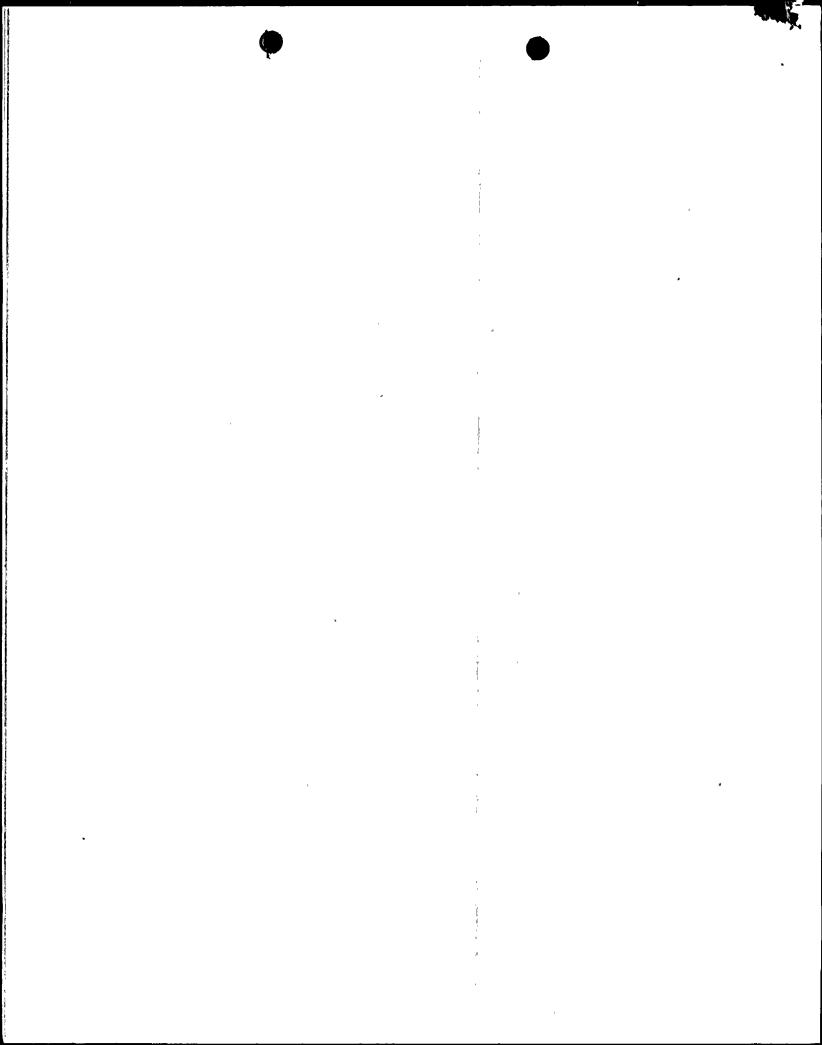
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DATED:	DEC	15	1976	•

CHARLES R. KOCHER

CHARLES R. KOCHER Attorney at Law

50-528



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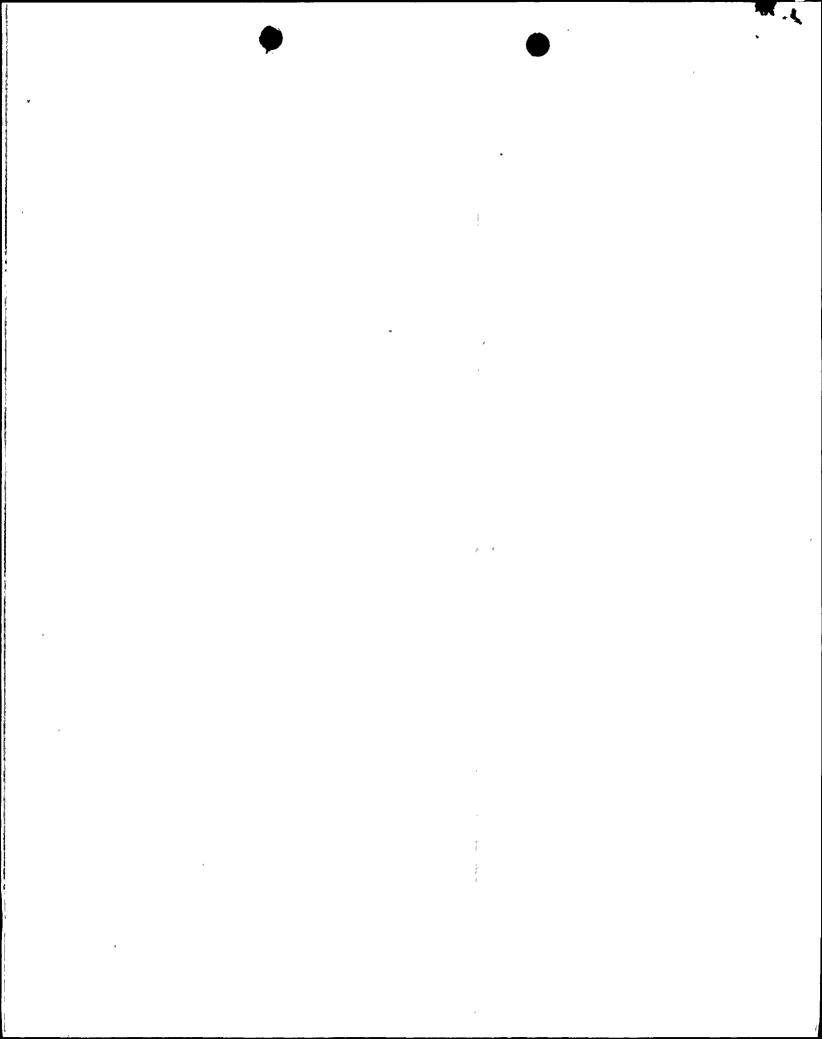
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Washington, D.C. 20555

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

JAMES A. BEOLETTO

JAMES A. BEOLETTO



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NUCLEAR REGULATORY COMMISSION [Docket Nos. STN-50-528, STN-50-529 & STN-50-530]

ARIZONA PUBLIC SERVICE COMPANY, ET AL. 6/22/76
(PALO VERDE NUCLEAR GENERATING STATION, UNITS 1, 2 & 3)

Assignment of Atomic Safety and Licensing
Appeal Board

Notice is hereby given that, in accordance with the authority in 10 CFR §2.787(a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for this construction permit proceeding:

Alan S. Rosenthal, Chairman Dr. John H. Buck Michael C. Farrar

> Margaret E. Du Flo Secretary to the Appeal Board

Dated: June 22, 1976

. " •

UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

ARIZONA PUBLIC SERVICE COMPANY,

ET AL.

(Palo Verde Nuclear Generating Station, Units 1, 2 and 3)

Docket Nos. STN 50-528

STN 50-530

ERRATA AND LACUNAE -- CORRECTIONS TO INITIAL DECISION OF MAY 24, 1976

This Board's Initial Decision of May 24, 1976, is hereby corrected for errata and lacunae as follows:

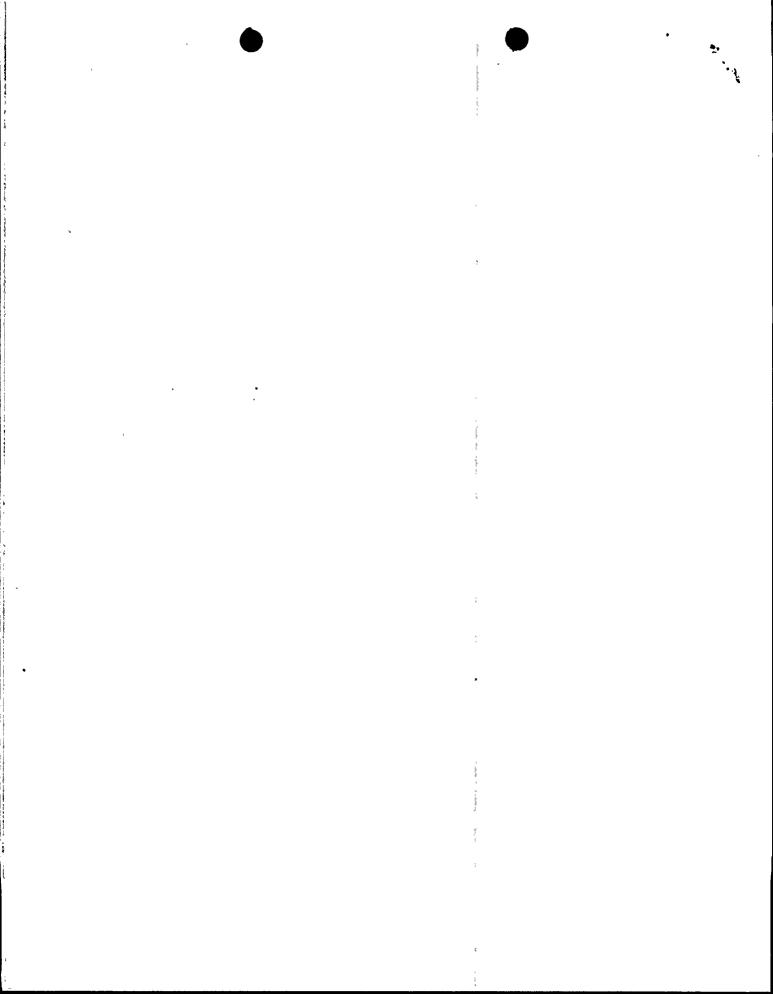
- 1) Page 4, line 2, "March 23 through 27" is changed to read -- February 23 through 27 --.
- 2) Page 8, line 7, "Regulatory Guide 1.5" is changed to read -- Regulatory Guide 1.24 --.
- 3) Page 10, line 12, "levels at below" is changed to read -- levels at not significantly higher than --.
 - 4) Page 15, line 7, before "and two reactor coolant pumps" there is inserted -- one outlet pipe --.
- 5) Page 17, line 12, "Amendments 1 through 15" is changed to read -- Amendments 1 through 16 --.

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- managers for each of the three units of Palo Verde report to the Vice President of Power Production" is changed to read -- The operating assistant plant managers for each of the three units of Palo Verde report to the plant manager for the facility who, in turn, reports to the Power Production Vice President --.
- 7) Page 21, line 17, before "plant manager" there is inserted -- assistant --.
- 8) Page 21, line 19, "He is responsible" is changed to read -- Under supervision of the plant manager, he is responsible --.
- 9) Page 22, line 2, before "plant manager" there is inserted -- assistant --.
- 10) Page 22, line 4, before "The Power Production Vice President" there is inserted the following new sentence: -- Technical support for the plant staff will be provided primarily by the Nuclear Service Department of APS. --.
- 11) Page 36, line 12, "300,000 gallon capacity" is changed to read -- 500,000 gallon capacity --.

* 4 * 4 į, *

- 12) Page 36, lines 12 to 13, "(SER, § 9.5.1; PSAR, § 9.5.1.1.1)" is changed to read -- (PSAR, Amendment 14, § 9.5.1.1.1) --.
- 13) Page 41, last line, "(FES, § 4.1.2; ER, § 4.1.1.1 and Supp. 1;" is changed to read -- (FES, § 4.1.1.2; ER, § 4.1.1 and Supp. 1; --.
- 14) Page 46, line 7, and also line 11, "9.1 millirem per year" is changed to read -- 0.1 millirem per year --.
- 15) Page 49, lines 1 and 2, "from any from any" is changed to read -- from any --.
- 16) Page 52, lines 5 through 7, "will further reduce the dispersion characteristics over those calculated in the FES by a factor of two (Tr., pp. 1036-37)" is changed to read -- will, in most cases, further reduce the dispersion characteristics from those calculated in the FES to amounts not exceeding one-half of such calculated values (Tr., pp. 1047-48) --
- 17) Page 60, last line, the first word "go" is changed to read -- to --.
- 18) Page 60, last line, at the end of the line, the period "." is deleted.



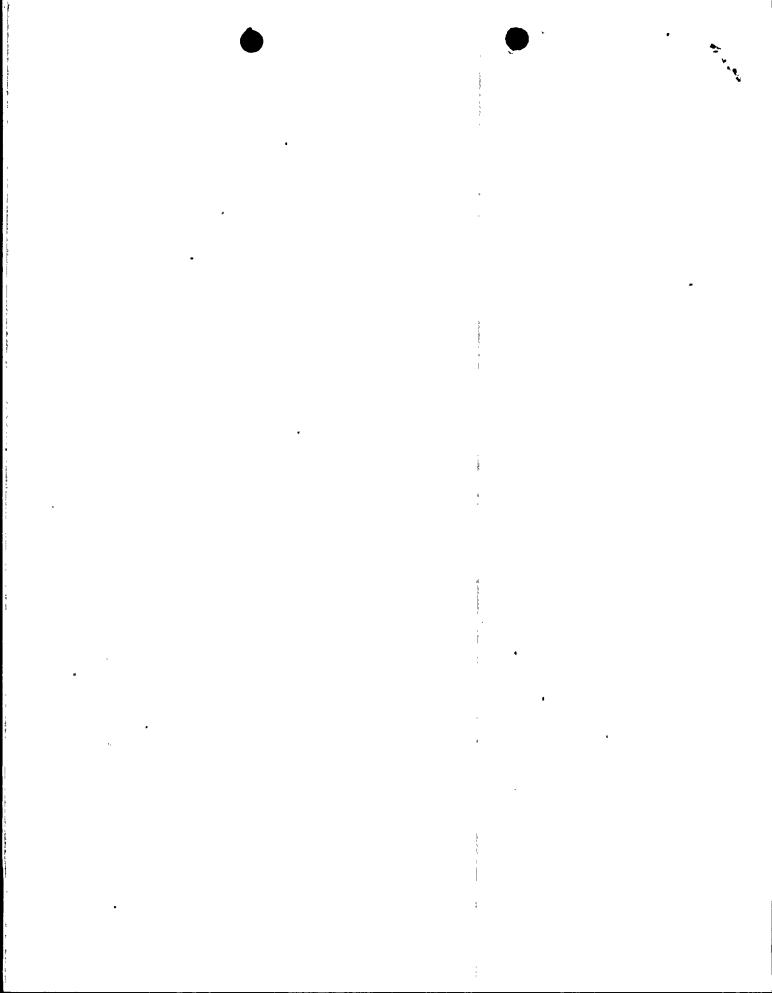
- 19) Page 90, lines 19 and 20, "condition (5) of the aforesaid list" is changed to read -- condition 3, E, (5) of Appendix B to this initial decision --.
- 20) Page 4, line 25, of Appendix B to this initial decision, "remain at or below an elevation" is changed to read -- not rise more than one foot above an elevation --.

IT IS SO ORDERED.

THE ATOMIC SAFETY AND LICENSING BOARD

Hugh K. Clark, Chairman

Dated at Bethesda, Maryland, this 23rd day of June, 1976.



UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

In the Matter of

ARIZONA PUBLIC SERVICE COMPANY, Docket No.(s) 50-528
ET AL. Docket No.(s) 50-528
50-529
(Palo Verde Nuclear Generating Station, Unit Nos. 1, 2, and 3))

CERTIFICATE OF SERVICE

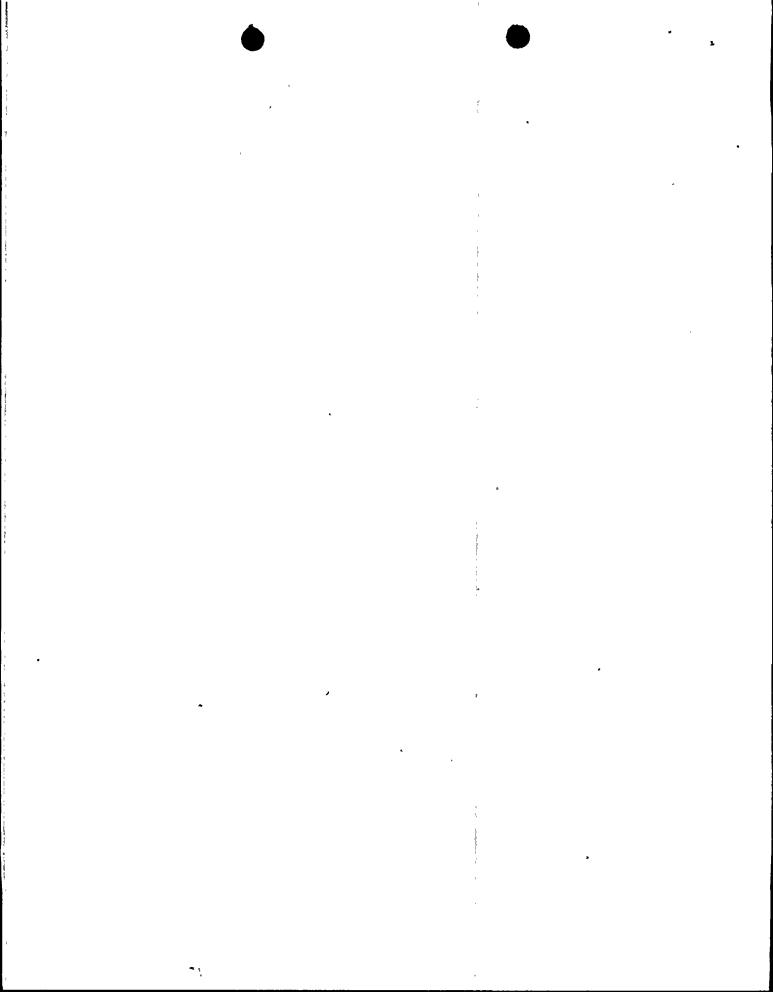
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Dated at Washington, D.C. this

23RD day of Quel 1976

Office of the Secretary of the Commission

*1- Assignment of ASLAB ded Glastic 2-Bd's Errata and Lawraw. Carretion. -Co I.D. of 5/24/26 ded 6/20/16



UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

In the Matter of)		
ARIZONA PUBLIC SERVICE COMPANY, ET AL.) Docket No.(s)	50-528 50-529 50-530	
(Palo Verde Nuclear Generating Station, Units 1, 2 and 3)))	•	

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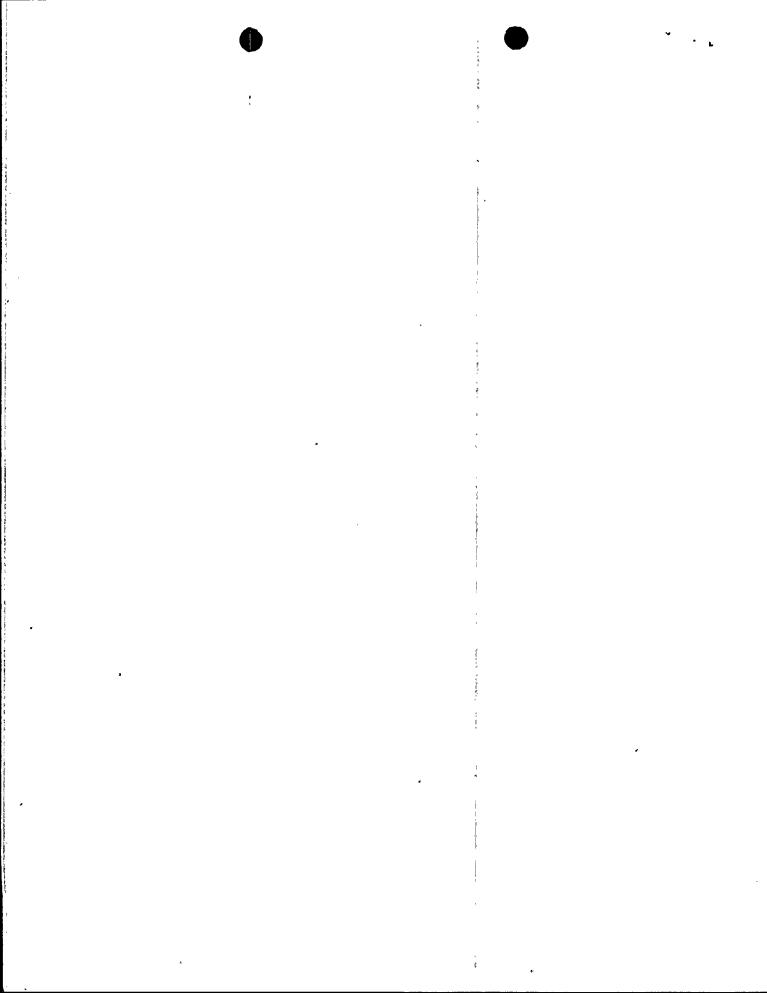
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