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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	Docket No. 50-344
)	
PORTLAND GENERAL ELECTRIC COMPANY)	(Control Building Proceeding)
<u>et al.</u>)	
)	
(Trojan Nuclear Plant))	
)	
)	
)	

LICENSEE'S MOTION FOR ORDER
COMPELLING INTERVENORS NINA BELL
AND CONSOLIDATED INTERVENORS TO RESPOND TO
LICENSEE'S SECOND SET OF INTERROGATORIES

Portland General Electric Company ("Licensee") moves the Atomic Safety and Licensing Board (Board) for an order, pursuant to 10 CFR §2.740(f), compelling Nina Bell and Consolidated Intervenor (hereinafter referred to as "Intervenors") to respond to Licensee's Second Set of Interrogatories to Intervenors, dated May 8, 1979.

The Second Set of Interrogatories was directed to Intervenors' contentions admitted as issues in this proceeding, by the Board at the Prehearing Conference on March 29, 1979. Licensee sought information primarily relating to the specificity and bases of those contentions which, as indicated by Intervenors' responses both to Licensee's First Set of Interrogatories^{*/} and to the Staff's Interro-

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^{*/} It should be noted that those responses were furnished only after the Board granted Licensee's prior Motion to Compel. Tr. 3134-3135.

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gatories dated March 9, 1979, is available only from Intervenors.*

The information sought is necessary to enable Licensee to prepare adequately its case on Intervenors' contentions. As the Board recognized in admitting those contentions, in many instances substantial discovery is necessary to frame properly the issues presented therein for litigation. See, e.g. Tr. 3062-3063. In fact, the Board went to great pains to provide guidance to Intervenors as to how to frame full and meaningful responses to discovery requests. Tr. 3123-3135.

Licensee's Second Set of Interrogatories was personally served on Intervenors on May 9, 1979 and thus pursuant to 10 CFR 2.740b(b), Intervenors were obligated to respond by May 23, 1979. No responses have been received by Licensee.

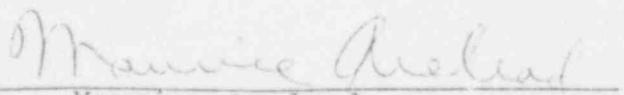
Therefore, Licensee respectfully requests that the Board order Intervenors to respond fully and meaningfully to Licensee's Second Set of Interrogatories.

Respectfully submitted,

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By


Maurice Axelrad

Dated at Washington, D.C.
this 4th day of June, 1979

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* See, for example, Licensee's Interrogatory 15 to Intervenors.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING APPEAL BOARD

In the Matter of)	Docket No. 50-344
)	(Control Building Proceeding)
PORTLAND GENERAL ELECTRIC COMPANY)	
<u>et al.</u>)	
(Trojan Nuclear Plant))	
_____)	

CERTIFICATE OF SERVICE

I hereby certify that on June 4, 1979, I served a copy of the Licensee's Motion for Order Compelling Intervenors Nina Bell and Consolidated Intervenors to Respond to Licensee's Second Set of Interrogatories, dated June 4, 1979, by placing a true copy of said document in a sealed envelope with postage fully prepaid, in the United States mail at Washington, D. C. addressed as follows:

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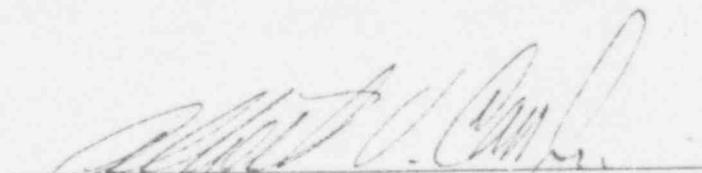
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