

P.O. Box 2091  
Toledo, OH 43603  
July 9, 1979

Mr. Harold Denton, Director  
Office of Nuclear Reactor Regulation  
U.S. Nuclear Regulatory Commission  
1717 H Street, N.W.  
Washington, D.C. 20555

RE: Davis-Besse Nuclear Power Station  
Docket No. 50-346

Dear Mr. Denton:

Thank you for your correspondence of June 27, 1979. I believe that the enclosed might be of assistance to the Commission in revisiting its decision to allow Davis-Besse to restart.

Please find herein a verified copy of (1) a motion by the Toledo Coalition for Safe Energy to this Commission seeking a preliminary injunction or any NRC order having the practical effect of closing down Davis-Besse pending sweeping revisions to emergency plans for the plant; and (2) a Complaint and Memorandum of Particulars in support of that motion. We have included a number of documentary appendices in support of our allegations which we hope will facilitate NRC staff assessment and verification of our conclusions.

In light of the chaos that prevailed among the public and state emergency preparedness officials during the Three Mile Island crisis, it is imperative that the NRC place increased stress upon emergency preparations in the event of nuclear accidents. To do less is to ignore the threat to public health and safety which is posed by nuclear power. With particular respect to Davis-Besse, the incredibly poor operator and technical performance record of the plant underscores the need for emergency plans to be revised and proven workable now, before they might be required.

Because of the imminent threat to health and safety which is posed by lax arrangements for emergencies at Davis-Besse, I hereby request that the NRC take all steps to expedite TCSE's complaint. If we do not have confirmation of definitive action by the NRC within fourteen (14) days of this date, we will be forced to examine the options of federal court facilitation. However, I am certain that the NRC is not willing to see the chaotic emergency preparations during the TMI crisis repeated, and will adopt the same dim view of Davis-Besse emergency plans that TCSE has, and that the Commission will act quickly and responsibly.

We await your earliest processing of our complaint and request for restraining order. Thank you for your timely consideration.

Respectfully,

Terry J. Lodge  
Counsel for TCSE

cc: Mr. Stephen Burns, OELD  
Mr. Bruce Churchill, Counsel for Licensees

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