

POOR ORIGINAL

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION



• ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
  ) )  
DAIRYLAND POWER COOPERATIVE )     Docket No. 50-409  
  )     (SFP License Amendment)  
(La Crosse Boiling Water Reactor) )

NOTICE OF PREHEARING CONFERENCE  
AND EVIDENTIARY HEARING  
(August 21, 1979)

Notice is hereby given that a prehearing conference authorized by 10 CFR §2.752 will be held on September 20 and 21, 1979, at Room 303, Cartwright Center, of the University of Wisconsin at La Crosse, La Crosse, Wisconsin 54601. The conference will commence at 1 p.m. on Thursday, September 20 and continue at 9 a.m. on Friday, September 21, 1979. It will adjourn no later than 3 p.m. on September 21.

The conference is being convened to discuss the motions for summary disposition which have been filed by the Dairyland Power Cooperative (Applicant) and by the NRC Staff in this proceeding, as well as other matters specified in 10 CFR §2.752(a). (At the conference, the parties may also be asked questions related to the environmental contentions in the ongoing operating license proceeding.) Prior to the conference, on the morning of September 20, the Board wishes to tour the facility, and particularly the spent fuel pool. The Board requests the Applicant

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to make arrangements for the Board and parties to participate in such a tour.

Notice is also given that, to the extent that the foregoing motions for summary disposition are not granted, the evidentiary hearing in this proceeding will commence at 9:30 a.m. on Tuesday, October 2, 1979. To the extent necessary, further sessions will be held on October 3-5, 1979, beginning at 9 a.m. The hearing will be held at Hall of the Presidents, Cartwright Center, of the University of Wisconsin at La Crosse, La Crosse, Wisconsin 54601. The hearing will be conducted by an Atomic Safety and Licensing Board consisting of Dr. George C. Anderson, Mr. Ralph S. Decker, and Mr. Charles Bechhoefer, Chairman.

A Notice of Opportunity for Hearing in this proceeding was published on May 25, 1978 (43 Fed. Reg. 22462). A petition for leave to intervene filed by George R. Nygaard, Mark Burmaster, and Anne K. Morse on behalf of the Coulee Region Energy Coalition was subsequently granted and a Notice of Hearing was published on August 4, 1978 (43 Fed. Reg. 34565).

The Board intends to render its decision on the summary disposition motions no later than the conclusion of the prehearing conference. Direct testimony for those issues upon which we rule that summary disposition is not appropriate will be required to be filed on the following schedule:

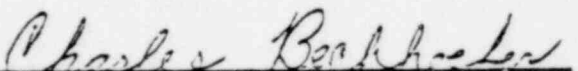
1. For issues, if any, upon which a ruling not to dismiss has been made by September 12: testimony to be filed by Monday, September 17, 1979.
2. For issues, if any, as to which a determination not to dismiss is made as late as the conclusion of the prehearing conference: testimony to be filed by Monday, September 24, 1979.

In the case of the Applicant and Staff, copies of direct testimony for all three Board members are requested to be hand-delivered to the office of the Chairman in Bethesda, MD. (Additional copies should also be served on the Board members through normal service channels.)

Any person who has not been admitted as a party to this proceeding may request permission to make a limited appearance pursuant to the provisions of 10 CFR §2.715(a). A person making a limited appearance may make an oral or written statement on the record. He or she does not become a party but may state a position and raise questions which he or she would like to have answered, to the extent that the questions are within the purview of matters which may be considered in a license amendment proceeding of this type. Limited appearances will be permitted at both the prehearing conference and, if one is held, the evidentiary hearing, within

such limits and on such conditions as may be fixed by the Board. At the prehearing conference, such statements will be heard on September 21, 1979, after completion of the formal business of the conference. Persons desiring to make a limited appearance are requested to inform the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, DC 20555, ATTN: Docketing and Service Branch.

FOR THE ATOMIC SAFETY AND  
LICENSING BOARD

  
Charles Bechhoefer, Chairman

Dated at Bethesda, Maryland,  
this 21st day of August, 1979.