



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

March 31, 1980

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

In the Matter of
Northern Indiana Public Service Company
(Bailly Generating Station, Nuclear-1)
Docket No. 50-367
(Construction Permit Extension)

Dear Chairman Grossman:

At the special prehearing conference recently held in the above-captioned matter, you inquired whether a pro se participant in an NRC adjudication may be relieved of the requirement to file twenty copies of all documents on the Secretary of the Commission pursuant to 10 C.F.R. §2.708(d). There is precedent for such relief. In two such instances, 1/ Intervenor were permitted to serve single copies on all the parties, including the NRC Staff, the members of the Licensing Board, and the Secretary of the Commission. The Secretary of the Commission then undertook the responsibility to make the requisite copies for internal NRC use. In another instance, 2/ the Intervenor were permitted to serve single copies on the NRC Staff, the Licensee, the members of the Board, and the Secretary of the Commission. In this case, the Secretary of the Commission undertook the responsibility to make the requisite copies for internal NRC use and for the other Intervenor, including effecting service thereon. The NRC Staff would have no objection to the grant of similar relief accorded Intervenor in either of the cited references to pro se participants in this matter. The undersigned is not aware of an NRC adjudication in which any lesser filing requirements were permitted an Intervenor.

Sincerely,

(ten Alley)

Steven C. Goldberg
Counsel for NRC Staff

cc: See page 2

1/ See Consumers Power Company (Big Rock Point Nuclear Power Station), Docket No. 50-155 (spent fuel pool expansion); Pacific Gas and Electric Company (Diablo Canyon Nuclear Power Plant, Units 1 and 2), Docket Nos. 50-275, 50-323 (operating license).

2/ Metropolitan Edison Company (Three Mile Island, Unit No. 1), Docket No. 50-289 (restart).

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