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JUL 3 1980

MEMORANDUM FOR: Those on Attached List

FROM: Edward S. Christenbury
Chief Hearing Counsel, Office of
the Executive Legal Director

SUBJECT: CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS
AND LICENSING BOARDS

Attached is the July update of the cases pending before licensing boards, appeal boards, or the Commission.

*Original signed by
E. S. Christenbury*

Edward S. Christenbury
Chief Hearing Counsel
Office of the Executive Legal Director

Enclosure as stated

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Construction Permit or Early Site Review:</u>								
Allens Creek, Units 1 & 2 (50-466/467) (GE)	SER 11/74 Supp. 6/75	Yes 11/74	X	Wolfe, Chairman Linenberger, Cheatum	X	Rosenthal, Chrm. Buck, Farrar		Prehearing conference held October 15-19, 1979. Discovery in progress.
Barton, Units 1 & 2 (50-524/525) (GE)	No	No	X	Smith, Chairman Salo				Hearing process suspended for indefinite period because applicant has suspended construction plans.
Black Fox, Units 1 & 2 (CP) (STN 50-555/556) (GE)	SER 6/77 SER Supp. 9/78, 3/79, 8/79	Yes 2/77	X	Wolfe, Chairman Purdum, Shon	X	Salzman, Chairman Johnson	X (On Appendix I issue)	Pending before ASLAB on radon. Pending before the Commission on the question (certified to it by the ASLAB) on the role of Appendix I in individual licensing proceedings. Motion pending before ASLB to reopen safety hearings on TMI issues and as lead CP case, hearings on these issues expected no sooner than end of 1980.
Blue Hills, Units 1 & 2 (ESR) (50-510/511) (Comb.)	Early Site Review Report 1/77	Yes 7/78	X	Miller, Chairman Kornblith, Little				Early site review hearing requested by Applicant. Evidentiary hearing held in May 1979. No intervention. Awaiting decision from ASLB.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Construction Permit or Early Site Review:</u>								
Carroll County Site (ESR) (50-599/600) (West)	No	No	X	Wolf, Chairman Bright, Holton	X			Special prehearing conference held 9/19/79. ASLB granted petitions for leave to intervene. Special prehear- ing conference order issued 5/30/80.
Cherokee, Units 1-3 (STW 50-491/492/493) (Comb.)	SER 3/77 Supp. 7/77	Yes 10/75		Chairman not appointed deSylva, Jordan	X	Rosenthal, Chrm. Salzman, Buck		CPs issued. Appeal Board has approved Initial Decision except for radon issue which is still before the ASLB. Appli- cant announced indefinite deferment of Unit #3.
Clinch River (suspended) (50-537) (West)	No	No	X	Miller, Chairman Linenberger, Hand				Hearing indefinitely suspended at request of Applicant.
Davis-Besse, Units 2 & 3 (CP) (50-500/501) (B&W)	SER 7/78 No Supp. yet	Yes 3/73	X	Chairman Hand, Hetrick	X	Rosenthal, Chrm. Salzman		LWA-1 and LWA-2 issued. On 1/24/80, Applicants requested ASLAB to terminate all proceedings, in view of Applicants' cancellation of units.
Douglas Point, Units 1 & 2 (ESR) (50-448/449) (GE)	SER Issued as status report only	Yes 3/76	X	Bowers, Chairman Lazo, Alt. Chrm. Bright, Cole Jordan, Alt.				Motion filed to withdraw application.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLF BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Construction Permit or Early Site Review:</u>								
Fort Calhoun, Unit 2 (50-548) (West)	No	Yes 3/78	X	Lazo, Chrm. Luebke, Stober				Applicant may request Early Site Review.
Fulton, Units 1 & 2 (50-463/464) (No vendor)	SER 3/75 Supp. 7/75	Yes 4/75	X	Clark, Chrm. deSylva, Linenberger Callihan, Alt.				Applicant filed amendment to application in December, 1978 requesting Early Site Review.
Greene County (CP) (50-549) (B&W)	SER 9/77 Supp. 9/78	Yes 2/9/79	X	Goodhope, Chrm. Ferguson, Cole				Applicant has advised ASLB that it does not plan to pursue its application further. No further hearings will be held. Appli- cant has, however, requested ASLB to keep docket open until May 1, 1980, while Applicant seeks to sell its assets in the project. Applicant has withdrawn its application filed with the State.
Greenwood, Units 2 & 3 (50-452-453) (B&W)	SER 7/74	Yes 11/74	X	Bowers, Chrm. Cole, Jordan				Contested hearing. Project in "hold" status due to applicant postponement. No hearing dates scheduled. Motion to dismiss proceedings is presently pending.
Hartsville, Units 1 & 4 (CP) (STN 50-518/519/520/ 521 (GE)	SER 4/76 Supp. 10/76	Yes 6/75		Wolfe, Chairman Leeds, Remick	X	Rosenthal, Chrm. Buck		CP's issued. Before ASLAB on radon issue only.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

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FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Construction Permit or Early Site Review:</u>								
Haven, Units 1 & 2 (CP) (STN 50-502/503) (West)	No	No	X	Bright, Cheatum				Contested hearing. Applicant amended application to withdraw one unit. No schedule for hearing. Applicant has cancelled the plant but has not sought withdrawal of application.
Hope Creek, Units 1 & 2 (CP) (50-354/355) (GE)	SER 12/71 Supp. 8/73	Yes 2/74		Hill, Paris	X	Johnson, Salzman		Second Supp. Initial Decision issued 4/13/78. ASLAB issued its decision on 1/12/79. Commission declined review of ASLAB decision of 1/12/79. ASLAB has retained jurisdiction over radon.
Jamesport, Units 1 & 2 (CP) (STN 50-516/517) (West)	SER 10/75 Supp. 4/76	Yes 10/75		Wolfe, Chairman Decker, Cheatum	X	Salzman, Chrm. Johnson		CP issued 1/4/79. Pending before ASLAB for final decision. Motion filed to reopen and consider additional contentions in light of Three Mile Island. New York State Siting Board has voted not to issue site certification.
Marble Hill, Units 1 and 2 (CP) (STN 50-546/547) (West)	SER 7/77 (included ACRS ltr)	Yes 9/76			X (radon issue)	Salzman, Chrm. Farrar, Buck		Initial Decision issued 4/78, affirmed by ASLAB. Pending before ASLAB on radon issue.
Midland, Units 1 & 2 (CP) Remand (50-329/330) (B&W)	SER 11/70	Yes 3/72	X	Miller, Chairman Leeds, Luebke	X	Farrar, Chrm. Salzman, Johnson	X	Pending before ASLB for decision on issue of whether licensee provided full disclosure of information. Hearing record closed.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Construction Permit or Early Site Review:</u>								
Montague, Units 1 & 2 (50-496/497) (GE)	SER 7/78 No Supp. Yet	Yes 2/77	X	Bechhoefer, Chrm. Decker, Holton				Application in suspension at request of Applicant. No hearing schedule.
New Haven, Units 1 and 2 (CP) (STN 50-596/597) (Comb.)	No	No	X	Menner, Chrm. Paris, Jordan				Several petitions for leave to intervene have been granted, petitions from others are still pending before ASLB. Applicants have filed motion with New York State Siting Board for reconsideration of Siting Board's dismissal of application. Motion by Applicants for indefinite postponement of NRC proceeding is pending before ASLB.
North Coast, Unit 1 (50-376) (West)	No	Yes 4/77	X	Wolfe, Chairman Cole, Linenberger	X	Rosenthal, Chrm. Buck, Farrar		Applicant had requested Early Site Review. No schedule has been set for hearing. ASLAB has requested briefs on power of ASLB to dismiss proceedings for abandonment of project.
Offshore Power Systems (50-437) (West)	SER 9/73	Yes 10/75 9/76 FES III yet to come	X	Wolfe, Chairman Schink, Kornblith Hetrick, Alt.	X	Salzman, Chrm. Farrar, Buck		Hearing on both safety and environmental issues may conclude in the next few months. Partial proposed Findings of Fact have been submitted to the ASLB by the Staff and Applicant.
Pebble Springs, Units 1 & 2 (CP) (50-514/515) (B&W)	SER 1/76 Supp. 1/78	Yes 4/75	X	Bowers, Chairman Jordan, Martin				In hearing before the ASLB. Staff reviews incomplete. Applicant has announced a four year deferral.

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<u>Construction Permit or Early Site Review:</u>								
Perkins, Units 1-3 (CP) (STN 50-488/489/490) (Comb.)	SER 3/77 Supp. 7/77	Yes 10/75	X	Bowers, Chairman deSylva, Jordon	X	Rosenthal, Chrm. Buck, Salzman		Hearing on both safety and environmental issues completed, except for effects of the TMI accident. Applicant has indefinitely deferred the facility. Hearings to be reopened for consideration of TMI-related issues. ASLAB has extended time for sua sponte review. Motions by intervenors to reopen are pending.
Phipps Bend, Units 1 & 2 (50-553/554) (GE)	SER 4/77 Supp. 9/77	Yes 2/77		Luton, Chairman Hill, Schink	X	Rosenthal, Chrm. Salzman, Buck		ASLAB affirmed Initial Decision; retained jurisdiction over radon issue.
Pilgrim, Unit 2 (CP) (50-471) (Comb.)	SER 6/75 Supp. 1/76	Yes 9/74 Final Supp. Issued 5/79	X	Goodhope, Chrm. Callihan, Cole	X	Salzman, Chrm. Farrar, Buck		Proposed findings, in the form of a Partial Initial Decision, were submitted on all issues except emergency planning.
Seabrook, Units 1 & 2 (50-443/444 (West)	SER 8/74 Supp. 3/75	Yes 12/74		Smith, Chairman Salo	X	Rosenthal, Chrm. Farrar, Buck	X	ASLAB suspended site comparison with cooling towers in view of Court decision upholding EPA approval of once-through cooling. Radon issue pending before ASLAB. Commission to determine whether to review seismic issue.
Shearon Harris, Units 1-4 (CP) (50-400/401/402/403) (West)	SER 12/72 Supp. 4/73	Yes 5/73	X	Smith, Chairman Leeds, Bright		Rosenthal, Chrm. Farrar, Buck		CP's issued; before ASLAB on radon issue.

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<u>Construction Permit or Early Site Review:</u>								
Skagit, Units 1 & 2 (CP) (STN 50-422/423) (GE)	SER 8/77 Supp. 10/78	Yes 5/75	X	Deale, Chrm. Hooper, Linenberger		Rosenthal, Chrm. Farrar, Buck		LWA-1 hearings in progress.
St. Lucie, Unit 2 (CP) (50-389) (Comb.)	SER 11/74 Supp. 3/76	Yes 5/74		Hooper, Hetrick	X	Farrar, Chrm. Salzman, Johnson		CP issued. Hearing held in December 1979 before ASLAB on grid stability pursuant to ALAB-537 (4/5/79). In ALAB-579 (2/14/80) the ASLAB dismissed motion pending before ASLAB to reopen on Class 9. Also pending before ASLAB on radon.
Sterling (STN 50-485) (West)	SER 9/75 Supp. 4/76	Yes 6/76						ASLAB dismissed proceedings by Order of 6/17/80.
Sundesert, Units 1 & 2 (CP) (50-582/583) (West)	No	No	X	Lazo, Chairman Cole				No hearing dates scheduled. Application in suspension.
Wolf Creek (CP) (STN 50-482) (West)	SER 9/75 Supp. 1/76	Yes 10/75			X	Rosenthal, Chrm. Farrar, Buck		Pending before ASLAB on radon issue.

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<u>Construction Permit or Early Site Review:</u>								
WPPSS, Unit 4 (50-517) (B&W)	SER 5/75	Yes 3/75		Lazo, Chairman deSylva	X	Salzman, Chrm. Sharfman, Buck		CP issued 2/78. Pending before ASLAB on radon issue.
Yellow Creek, Units 1 & 2 (CP) (STN 50-566/567) (Comb.)	SER 12/77 Supp. 6/78	Yes 11/77		Smith, Chairman Paris	X	Rosenthal, Chrm. Salzman, Buck		Pending before ASLAB on radon issue.

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<u>Operating License:</u>								
Byron (Units 1 & 2)- (50-454/455) (West)	No	No	X	Miller, Chairman Callihan, Cole				ASLB determined that two petitions for leave to intervene pending before it satisfy interest requirements. Special prehearing conference held 8/21/79. Revised contentions have been filed by both intervenors.
Braidwood (Units 1 & 2) (50-456/457) (West)	No	No	X	Miller, Chairman Callihan, Cole				ASLB determined that two petitions for leave to intervene pending before it satisfy interest requirements. Special prehearing conference held 8/23/79.
Comanche Peak 1 & 2 (50-445/446) (West)	No	No	X	Bowers, Chairman Remick, Cole				Contested hearing. No hearing dates scheduled. Prehearing conference held 4/30/80 and 5/1/80 to further consider admissibility of contentions proposed by intervenors. Board Order admitting contentions issued on 6/16/80.
Diablo Canyon, Units 1 & 2 (50-275/323) (West)	SER 10/74 Supp. 8 issued 11/78	Yes 5/73	X	Bowers, Chairman Bright, Martin	X	Salzman, Chrm. Moore (Security) Johnson Buck (Seismic)	X	Safety hearings closed 2/15/79. Motion to reopen on TMI issues pending before ASLB. Seismic partial initial decision issued 9/27/79. Reopened for hearing before ASLAB on seismic and security issues.
Fermi, Unit 2 (50-341) (GE)	No (Interim SER issued 9/77)	No	X	Bechhoefer, Chrm. Schink, Shon				Contested hearing. No hearing date scheduled.

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Operating License:								
Ginna, Unit 1 (FTOL) (50-244) (West)	No	Yes 12/73	X	Grossman, Chairman Luebke, Cole				No hearing to be scheduled until Staff completes its SEP review.
Indian Point, Units 1, 2 & 3 (Seismic) (50-3) (B&W)	No	No		Jensch, Chairman Daiber, Briggs	X	Farrar, Chrm. Quarles, Buck	X (Petition for Review Pending)	ALAB-436 majority opinion issued. Chairman Farrar's dissenting opinion issued on 8/3/79. Supplemental majority opinion issued on 9/6/79. Pending before Commission on petitions for review.
LaCrosse (FTOL) (50-409) (AC)	No	Yes 4/80	X	Bechhoefer, Chrm. Anderson, Decker				Contested hearing. Discovery began 12/4/79; concluded in March 1980. Prehearing conference held on 6/19/80. Staff has filed motion for summary disposition of environmental contentions. No hearing date set.
McGuire, Units 1 & 2 (50-369/370) (West)	SER 3/78 Supp. 5/78	Yes 4/76	X	Lazo, Chairman Hand, Luebke				ASLB Initial Decision issued 4/18/79, stayed by ASLB, pending issuance of SER supplement covering generic items.
Midland, Units 1 & 2 (50-329/330) (B&W)	No	No	X	Smith, Chairman Cowan, Linenberger				Contested hearing. Discovery opened. Staff review delayed. Hearings scheduled after issuance of principal staff documents. Construction completion date revised to mid 1984.
Monticello, Unit 1 (FTOL) (50-263) (GE)	SER 2/73 (included ACRS 1tr)	Yes 11/72	X	Lazo, Chairman Jordan, Cole	X	Rosenthal, Chrm. Buck, Moore		Conversion to FTOL. ASLB issued Order on 10/25/79 terminating the proceeding. ASLAB is conducting <u>sua sponte</u> review of ASLB Order.

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<u>Operating License:</u>								
North Anna, Units 1 & 2 (50-338/339) (West)	SER 6/76 Supp. 8/77 12/77	Yes		Purdum, Briggs	X	Rosenthal, Chrm. Farrar, Buck		OL issued. Pending before ASLAB on turbine missile impacts as well as radon. ALAB-578, issued on 2/11/80, terminated proceeding on pumphouse settlement.
Oyster Creek, Unit 1 (50-219) (GE)	SEP Review	Yes 12/74	X	Lazo, Chairman Paxton, Purdom	X	Rosenthal, Chrm. Buck, Moore		By Order dated 2/22/80, ASLB granted motion to terminate proceeding. ASLAB stayed review until further notice and stated that ASLB Order shall not become final pending outcome of ASLAB review.
Peach Bottom, Units 2 & 3 (50-277/278) (GE)	SER 8/72	Yes 4/73		None	X	Farrar, Chrm. Buck, Johnson		Pending before ASLAB on radon issue.
Robinson, Unit 2 (Section B) (50-261) (West)	N.A.	Yes 4/75		Wolf, Chairman Callihan, Cole	X	Farrar, Chrm. Salzman, Johnson		Partial Initial Decision issued by ALSB. ASLAB decision of 10/31/79 (ALAB-569) affirmed ASLB Partial Initial Decision. Pending before ASLAB on radon only.
San Onofre, Units 2 & 3 (50-361/362) (Comb.)	No	No	X	Smith, Chairman Hand, Luebke				Contested hearing. No hearing dates scheduled.
Shoreham (50-322) (GE)	SER expected 3/80	Yes 12/77	X	Bowers, Chairman Paris, Shon				Contested hearing. No hearing dates scheduled.
South Texas, Units 1 and 2 (50-498/499) (West)	No	No	X	Bechhoefer, Chrm. Lamb, Luebke				Contested hearing. No hearing dates scheduled.

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<u>Operating License:</u>								
Summer, Unit 1 (50-395) (West)	No	Yes 10/77	X	Grossman, Chairman Hooper, Linenberger				Contested hearing. No hearing dates scheduled.
Susquehanna, Units 1 and 2 (50-387/388) (GE)	No	No	X	Bechhoefer, Chrm. Bright, Paris	X	Salzman, Chrm. Buck, Moore		Contested hearing. Hearing not likely until late 1980. Discovery in progress. ASLAB considering whether cause exists for interlocutory review on discovery issues.
Three-Mile Island, Unit 2 (50-320) (B&W)	SER 9/76 Supp. 3/77 2/78	Yes 12/76		Chairman Salo, Linenberger	X	Rosenthal, Chrm. Johnson, Buck		Hearing before ASLAB on aircraft protection issue concluded on 2/25/80. Also pending before ASLAB on radon.
Waterford 3 (50-382) (Comb.)	No	No	X	Wolfe, Chairman Jordan, Foreman				Contested hearing. No hearing dates scheduled.
Zimmer, Unit 1 (50-358) (GE)	SER 2/79	Yes 6/77	X	Bechhoefer, Chairman Bright, Hooper				Contested hearing. Hearings to be held on technical qualifications, emergency plans, radiological monitoring, financial qualifications and Three Mile Island related issues.

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License Amendment:								
Big Rock Point Unit 1 (SFP) (50-155) (GE)	No	EIA No	X	Grossman, Chm. Paris, Shon				Contested hearing. Contentions admitted. Discovery in progress.
Dresden, Units 2 & 3 (SFP) (50-237/249) (GE)	No	EIA No	X	Wolf, Chairman Little, Remick				Contested hearing. No dates scheduled for special prehearing conference.
Dresden-Quad Cities (Shipment of Spent Fuel) (50-237/249) (GE)	No	EIA No	X	Milhollin, Chm. Johnson, Stober				Contested hearing. Special prehearing conference held 2/01/79.
Duke Power Co. (SFM-1773) (Spent Fuel Trans- portation & Storage) (70-2623)	Yes 1/79	EIA Yes 12/78	X	Miller, Chairman Hand, Luebke			X	Contested hearing. Hearing completed on 4/29/80. Record closed.
General Electric Co. (GE) Morris Opera- tion Expansion (Spent Fuel Storage) (70-1308)	No	No	X	Goodhope, Chairman Little, Remick				Hearing indefinitely suspended at request of Applicant.
General Electric Co. (GE) Morris Opera- tion (License Renewal) (70-1308)	No	EIA No 6/5/80	X	Goodhope, Chairman Little, Remick				Petitions for leave to intervene granted by ASLB. Special prehearing conference held 2/29/80. Contentions admitted by Order of 6/4/80. Discovery schedule established by Orders of 6/4/80 and 6/23/80. Staff EIA issued on 6/5/80.

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<u>License Amendment:</u>								
Humboldt Bay (deletion of seismic condi- tions) (50-133) (GE)	No	No		Chairman Linenberger, Schink				Contested hearing. No hearing dates scheduled. Prehearing conference held on 6/4/80.
Indian Point, Unit 2 (Cooling Tower) (50-247) (West)	N.A.	Yes 8/76		Daiber, Briggs		Buck, Quarles	X	Pending before Commission for decision on whether NRC has authority to require closed cycle cooling or whether such authority lies solely with EPA.
LaCrosse (SFP) (50-409) (AC)	Yes SER 7/13/79	Yes EIA 7/13/79	X	Bechhoefer, Chrm. Anderson, Decker	X	Rosenthal, Chrm. Quarles, Moore		ASLB issued Initial Decision on 1/10/80 granting the license amendment. Juris- dictional question on need for power issue and hearing is pending before the ASLAB by referral from ASLB.
Maine Yankee (SFP) 50-309 (Comb.)	No	No	X	Lazo, Chrm. Hand, Linenberger				A petition for leave to intervene filed by an organization and a request by the State of Maine for leave to participate as an interested State are pending before the ASLB. Negotiations among the parties on contentions commenced on 1/9/80.
North Anna, Units 1 & 2 (SFP) (50-338/339) (West)	No	EIA No	X	Deale, Chairman Hill, Stober	X	Rosenthal, Chrm. Buck, Quarles		ASLB has granted Applicant's motion for summary disposition on all contentions. Hearing terminated. Affirmed by ASLAB. Petition for review by Commission filed.

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FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLE BOARD MEMBERS	ASLAB*	ASLAS BOARD MEMBERS	COMMISSION*	HEARING STATUS
License Amendment:								
Prairie Island Nuclear Generating Plant, Units 1 and 2 (SFP) (50-282/306) (West)	No	EIA No	X	Lazo, Chairman McBric, Stober				Contested hearing. No hearing dates set.
Salem, Unit 1 (SFP) (50-272) (West)	SER 1/12/79	EIA 1/12/79	X	Milhollin, Chrm. Shon, Lamb				Contested hearing. Hearing on contested issue completed. Further hearing on ASLB question on Class 9 accident completed. Record closed. Proposed findings of fact and conclusions of law filed on 6/23/80.
Trojan (Control Building) (50-344) (West)	No SER 2/14/80	No	X	Miller, Chairman McCollom, Paxton		Rosenthal, Chrm. Buck, Johnson		Contested hearing. Further hearing on proposed modifications concluded on 4/17/80 and the record closed. PID (Interim Operation) issued by ASLB 12/21/78, OL amendment issued 12/22/78. Following appeal by certain intervenors, PID affirmed by ASLAB (ALAB-534), 3/27/79. SER on modification of control building issued on 2/14/80. No SER issued on interim operation.
Zion, Units 1 & 2 (SFP) (50-295/304) (West)	No	EIA No	X	Wolf, Chairman Little, Remick	X	Salzman, Chrm. Buck, Johnson		Contested hearing. Hearings held during the weeks of June 11 and June 18, 1979. Initial decision issued by ASLB on 2/14/80 authorizing license amendment. Exceptions to Initial Decision are pending before ASLAB. Oral argument scheduled for 7/1/80.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Special:</u>								
Alabama Nuclear Fuel Fabrication Plant (AMFFP)-Application for a special nuclear material license (70-2909)	No	No	X	John Wolf, Chairman Foreman, Steindler				Petitions for leave to intervene are pending before ASLB. Period for filing expired on 6/14/80.
Bailly Generating Station (Short piling proposal) (50-367) (GE)	No	No					X	Request for hearing denied per Commis- sion Memorandum and Order of 12/12/79. Petition for review filed with U. C. Circuit.
Bailly Generating Station (Construction Permit Extension) (50-367) (GE)	No	No	X	Grossman, Chairman Cole, Bright				Petitions for leave to intervene are pending before ASLB.
Big Rock Point (Increase MOX Fuels) (50-155) (GE)	No	No	X	Wolfe, Chairman Foreman, Shon				Contested hearing. In indefinite sus- pension as a result of GESMO decision.
Midland Nuclear Power Plant, Units 1 and 2 (Soil Construction Activities) (50-329/330) (B&W)	No	No	X	Smith, Chairman Cowan, Linenberger				Hearing on Order Modifying Construc- tion Permits was noticed on 3/14/80. Amended Notice of Hearing published 5/28/80. Petition for leave to intervene has been filed.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Special:</u>								
NECO (Sheffield) (27-39) (Licensee renewal applica- tion, conditions on termination of license and order to show cause)	No	No	X	Goodhope, Chrm. Little, Remick	X	Rosenthal, Chrm. Johnson, Salzman		Contested hearing. Licensee seeks to withdraw application for license renewal. Commission has consolidated with show cause order preventing licensee from abandoning the site. Intervenor's inter- locutory appeal pending on need for EIS upon withdrawal of application to expand the site.
Palisades (Replacement of Steam Generators) (50-255 SP) (Comb.)	No	No	X	Bechhoefer, Chrm. Anderson, Livingston				Intervention granted. Hearing likely in 1980.
Rancho Seco Nuclear Generating Station, Unit No. 1 (Post- start up hearing) (50-312) (B&W)	Yes SER 7/79	N.A.	X	Bowers, Chairman Shon, Cole				Hearing completed on 5/14/80 and record closed. Final set of proposed findings due on 9/5/80.
Surry, Units 1 & 2 (Steam Generator Replacement) (50-280/281) (West)							X	No requests for hearing filed following publication of notice of opportunity. Commission ordered preparation of an EIS on repairs to Unit 1 in March 1980. No hearings anticipated.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

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FACILITY (Pocket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Special:</u>								
Three Mile Island, Unit 1 (50-289) (B&W)	Yes SER 6/16/80	No	X	Smith, Chairman Jordan, Little			X (Issue re psychological stress certi- fied to the Commission)	A number of petitioners have been admitted as intervenors. Prehearing conference held 11/8-11/10/79, 11/14/79 and 5/13/80. Discovery has been sub- stantially completed on most admitted contentions. Commission also to recon- sider hydrogen control.
Turkey Point, Units 3 & 4 (Steam Generator Repair) (50-250/251) (West)	No	No	X	Bowers, Chrm. Hall, Paris				Contested hearing. No hearing dates scheduled.
Vallecitos Nuclear Center: GETR (show cause) (50-70) (not LWR)	No	No	X	Grossman, Chairman Foreman, Linenberger				Contested hearing. No hearing dates scheduled.
Vallecitos Nuclear Center: GETR (Renewal) (50-70) (not LWR)	No	No	X	Grossman, Chairman Foreman, Linenberger				Contested hearing. No hearing dates scheduled.
Vallecitos Nuclear Center: (Special Nuclear Material) (70-754) (not LWR)	No	No	X	Grossman, Chairman Foreman, Linenberger				Contested hearing. No hearing dates scheduled.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Antitrust:</u>								
Barton, Units 1 & 2 (50-524A/525A)	N.A.	N.A.	X	Glaser, Chairman Elzinga, Miller			X re motion to consolidate with Farley on antitrust	Hearing suspended. Applicant has deferred plant.
Comanche Peak Steam Electric Station, Units 1 & 2 (50-445A/446A)	N.A.	N.A.	X	Miller, Chairman Glaser, Wolf (Acting Chrm.)				Contested hearing. Discovery in pro- gress, consolidated for discovery with South Texas. Settlement negotiations in progress. All schedules, including scheduled hearing, suspended pending continued progress with settlement.
Farley, Units 1 & 2 (50-348A/364A)	N.A.	N.A.			X	Farrar, Chrm. Salzman, Sharfman		Pending before ASLAB for decision.
Midland, Units 1 & 2 (50-329A/330A)	N.A.	N.A.	X	Clark, Chairman Leeds, Miller				Settlement pending before ASLB for its consideration.
South Texas, Units 1 & 2 (50-498A/499A)	N.A.	N.A.	X	Miller, Chairman Glaser, Wolfe (Acting Chrm.)				Contested hearing. Discovery in pro- gress, consolidated for discovery with Comanche Peak. Settlement negotiations in progress. All schedules, including scheduled hearing, suspended pending continued progress with settlement.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Antitrust:</u>								
St. Lucie, Unit 2 (50-389A)	N.A.	N.A.	X	Smith, Chairman Deale, Lazo				Contested hearing. No hearing date scheduled. Discovery and settlement negotiations in progress.
St. Lucie Plant, Units 1 & 2 (50-335A/389A)	N.A.	N.A.					X	Commission decision issued on 12/21/79 which denied request for a Section 105a proceeding at this time. Commission to await result of remedy hearing in Federal district court. Matter now pending in D. C. Circuit.
Stanislaus, Unit 1 (P-564-A)	N.A.	N.A.	X	Miller, Chairman Wenner, Wolfe				Contested hearing. No hearing date scheduled. Discovery in process.
Turkey Point Plant, Units 3 & 4 (50-250A/251A)	N.A.	N.A.					X	See St. Lucie Plant, Units 1 & 2 above.
Virgil Summer Nuclear Station, Unit 1 (50-395A)	N.A.	N.A.					X	Petition for finding of "significant changes" in licensee's activities calling for antitrust review pending before Commission.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Enforcement Actions:</u>								
Atlantic Research Corp. (BML No. 45-02808-04)	N.A.	N.A.	ALJ	Jensch	X	Rosenthal, Chrm. Farrar, Buck		ASLAB issued decision on 6/2/80, on remand from Commission.
Consumers Power Co. (50-255) (Palisades)	N.A.	N.A.	ALJ	Smith				Conducting discovery.
Dairyland Power Cooperative (50-409) (La Crosse Boiling Water Reactor)	N.A.	N.A.					X	Requests for hearing referred to Commission.
Wisconsin Electric Power Co. (50-266) (Point Beach (1 & 2)	N.A.	N.A.	X	Not yet established				Request for hearing referred to ASLB.

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CASES PENDING BEFORE THE COMMISSION, APPEAL BOARDS AND LICENSING BOARDS

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FACILITY (Docket No. & Vendor)	SER/ACRS SUPP. ISSUED	FES ISSUED	ASLB*	ASLB BOARD MEMBERS	ASLAB*	ASLAB BOARD MEMBERS	COMMISSION*	HEARING STATUS
<u>Formal Rulemakings:</u>								
Special Nuclear Material Authority for Access to or Control (Access) (RM 50-7)	N.A.	N.A.	Hear- ing	Verkuil, Chrm. Frings, Hall				Hearing Board issued its recommendations to Commission on April 2, 1979.
Storage and Disposal of Nuclear Waste (RM 50-8)	N.A.	N.A.		Presiding Officer- Miller				Prehearing Conference Order issued on 2/1/80. Participants are to file statements of position by 7/7/80; cross-statements are due 9/5/80.

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