

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
METROPOLITAN EDISON COMPANY)	Docket No. 50-289
)	(Restart)
(Three Mile Island Nuclear)	
Station, Unit No. 1))	

LICENSEE'S RESPONSE TO
CEA INTERROGATORIES PERTAINING TO
PSYCHOLOGICAL DISTRESS (CONTENTION NO. 4)

INTERROGATORY NO. 4-1

Summarize and explain Licensee's position on this contention. Identify all documents relied on in reaching that position.

RESPONSE

Licensee objects to this interrogatory for the reasons set forth in its objections to the first interrogatory for each contention contained in CEA's First Set of Interrogatories to Licensee, to which Licensee filed its objections on March 14, 1980.

INTERROGATORY NO. 4-2

Identify those aspects of the contention that Licensee considers to be matters of controversy. For each of those aspects, summarize briefly the opposing positions on the controversy as it is perceived by Licensee. Identify and summarize all documents in support of either position.

RESPONSE

Licensee objects to this interrogatory for the reasons set forth in its objections to the second interrogatory for each contention contained in CEA's First Set of Interrogatories to Licensee, to which Licensee filed its objections on March 14, 1980.

INTERROGATORY NO. 4-3

Identify and briefly summarize any and all documents known to Licensee that would tend to provide evidence and/or support for the contention.

RESPONSE

Licensee objects to this interrogatory for the reasons set forth in its objections to the third interrogatory for each contention contained in CEA's First Set of Interrogatories to Licensee, to which Licensee filed its objections on March 14, 1980.

INTERROGATORY NO. 4-4

Identify any and all persons known to Licensee who have knowledge or expertise that would tend to support this contention. For each person, provide name, address, telephone number, and qualifications, and a summary of the nature of the evidence expertise that person would be able to offer.

RESPONSE

This interrogatory is similar to Interrogatory No. 4-3 except that it calls upon Licensee to identify persons rather than documents whose expertise or knowledge would tend to

support CEA's contention. Licensee objects to this interrogatory for the same reasons it objects to Interrogatory No. 4-3.

INTERROGATORY NO. 4-5

Identify any and all experts that Licensee intends to have testify on the contention; state the qualifications of each expert; and present a summary of the testimony that each expert is expected to provide.

RESPONSE

Witnesses have not yet been selected by Licensee and testimony stating Licensee's position has not been drafted, reviewed or finalized.

INTERROGATORY NO. 4-6

Identify any and all members of Licensee who dissent from the overall Licensee position on this contention, and for each such person, provide a summary of their dissenting position on the contention.

RESPONSE

See Licensee's response to CEA Interrogatory No. 4-5.

INTERROGATORY NO. 4-7

Identify the critical or central parameters of this contention as it is perceived and understood by Licensee, and briefly evaluate Licensee's evaluation of the importance of each such parameter.

RESPONSE

Licensee objections to this interrogatory for the reasons set forth in its objections to the sixth interrogatory for each

contention contained in CEA's First Set of Interrogatories to Licensee, to which Licensee filed its objections on March 14, 1980.

INTERROGATORY NO. 4-8

Identify any and all documents that have been prepared or commissioned by or for Licensee to investigate the credibility, as perceived by the public within the general vicinity (whether that be a ten mile radius, surrounding townships or counties, or other boundary) of TMI, of Licensee, or agents of Licensee, whether that credibility be of a general nature, or specifically in respect to the accuracy of reported offsite radiation levels. Identify the authors of each such document, and their qualifications.

RESPONSE

No documents have been prepared or commissioned to date by or for Licensee to investigate the credibility, as perceived by the public within the general vicinity of TMI, of Licensee or its agents.

INTERROGATORY NO. 4-9

Identify any and all reports known to Licensee, including reports in newspapers and media in the TMI area, that show evidence that there is, or has been since 3/28/79, any substantial lack of public trust in the credibility or validity of reports on the TMI-2 accident by Licensee, whether those reports do or do not specifically involve reports on the levels of offsite radiation.

RESPONSE

The Report of the President's Commission on The Accident at Three Mile Island (the Kemeny Report), dated October, 1979, and the NRC Special Inquiry Group Report to the Commissioners and to the Public on Three Mile Island (the Rogovin Report),

released in January, 1980, discuss the issue of public trust in the credibility or validity of reports on the TMI-2 accident by Licensee.

With regard to CEA's request for reports in newspapers and media in the TMI area dealing with this subject, Licensee has accumulated a voluminous amount of newspaper clippings on the TMI-2 accident, some of which undoubtedly bear on the question of public trust in the credibility or validity of Licensee's reports on the accident. Licensee is willing to put all of these news clippings in Licensee's Discovery Reading Room for a specific 10 day period, upon CEA's request. CEA can as easily go through this material as Licensee and must assume the responsibility for selecting items which in its view bear upon its contention.

INTERROGATORY NO. 4-9 (sic)

Identify and describe any measures that are known to Licensee to have been taken to address any lack of public credibility in Licensee's reports, whether they involve specifically offsite radiation levels or not. Identify the persons or agencies that have taken those measures, and also describe any observable consequences of those measures.

RESPONSE

Licensee has taken and is currently taking numerous measures to address public credibility in Licensee's reports.

Licensee's management has consciously adopted a policy of openness to the public on past and present events at TMI in order

to improve its credibility and, generally, foster public trust in Licensee's nuclear facilities at TMI. This policy manifests itself in many ways, including continuous notifications to the public, through local officials, of events at the TMI site of potential public interest; briefing sessions through various Federal, state and local organizations on the past and current status of TMI, at which question and answer sessions are encouraged by Licensee; press releases on events of public interest and, generally, accessibility of Licensee's management to the media; solicitation of local organizations and groups to take tours of TMI; and attendance and accessibility at public meetings in order to understand the issues of interest to the public and to answer questions about TMI.

Licensee's management is also interested in supplying the community with accurate information about the TMI-2 accident, and the status and significance of subsequent events at TMI. Licensee encourages local groups to request information on TMI, and on nuclear power generally, and is interested in providing as much of this information to the public as possible. Licensee hopes that more requests for information, and self-education by the public and various groups within the public, will be forthcoming.

INTERROGATORY NO. 4-10

Describe any and all steps that may have been taken to assemble a truly independent (both of Licensee and of NRC) means of measuring and reporting offsite radiation levels, including in that description the steps that have been taken to establish that such an independent means of monitoring and reporting offsite radiation levels would have the confidence of the public in the TMI area.

RESPONSE

Licensee has purchased a real time radiation monitoring system for placement offsite. These monitors will permit direct offsite readings by public officials. In addition, a program is currently under advisement by Licensee that will place data acquisition terminals at locations designated by public officials that will permit remote interrogations of the radiation sensors.

INTERROGATORY NO. 4-11

Insofar as the public credibility of Licensee is related to the public's perception (in the TMI area) of the NRC itself (as the agency responsible for regulating Licensee), identify any and all evidence that shows or tends to show a lack of public confidence in the actions and/or statements of the NRC. Describe the nature of such evidence, and the persons reporting such evidence.

RESPONSE

Licensee objects to CEA's request for any and all evidence that shows or tends to show a lack of public confidence in the actions and/or statements of NRC. Licensee is under no obligation and will not conduct CEA's legal investigations for it. Further, the credibility of the NRC is not within the scope of CEA's psychological distress contention.

INTERROGATORY NO. 4-12

Identify and describe any and all evidence, reports, and documents known to Licensee that pertain specifically to the public's lack of credibility in Licensee's reports of offsite radiation levels, to the specific components and bases for the public's lack of confidence in Licensee's reports of offsite radiation levels, and to the remedies that are perceived by the public to be necessary for the public to have full confidence in reports of offsite radiation levels. Describe the nature of all such evidence, and the author(s) of all reports and documents cited.

RESPONSE

For the reason articulated in Licensee's objection to CEA Interrogatory No. 4-11, Licensee will not conduct CEA's legal search for evidence. However, Licensee is not aware of any reports or documents pertaining specifically to the public's lack of credibility in Licensee's reports of offsite radiation levels, to the specific components and bases for the public's lack of confidence in Licensee's reports of offsite radiation levels, and to the remedies that are perceived by the public to be necessary for the public to have full confidence in reports of offsite radiation levels.

INTERROGATORY NO. 4-13

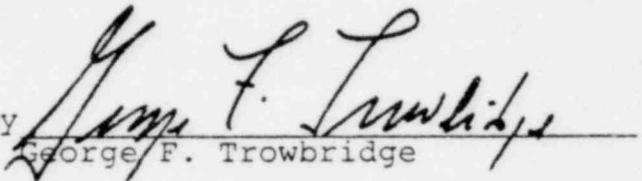
Describe any and all action taken or planned by Licensee to address the lack of public confidence in Licensee's reports of offsite radiation levels. Describe the timetable for such action, and identify the person(s) who will be responsible for implementing the action.

RESPONSE

See Licensee's response to CEA Interrogatory No. 4-10.

Respectfully submitted,

SHAW, PITTMAN, POTTS & TROWBRIDGE

By 
George F. Trowbridge

Date: April 14, 1980.

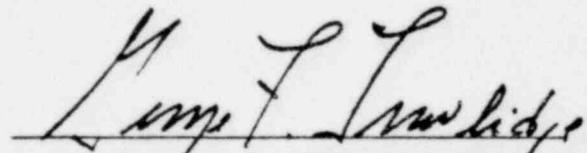
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CERTIFICATE OF SERVICE

I hereby certify that copies of "Licensee's Response To CEA Interrogatories Pertaining To Psychological Distress (Contention No. 4)" were served upon those persons on the attached Service List by deposit in the United States mail, postage prepaid, this 14th day of April, 1980.


George F. Trowbridge

Dated: April 14, 1980.

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SERVICE LIST

Ivan W. Smith, Esquire
Chairman
Atomic Safety and Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. Walter H. Jordan
Atomic Safety and Licensing
Board Panel
881 West Outer Drive
Oak Ridge, Tennessee 37830

Dr. Linda W. Little
Atomic Safety and Licensing
Board Panel
5000 Hermitage Drive
Raleigh, North Carolina 27612

James R. Tourtellotte, Esquire
Office of the Executive Legal Director
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

Docketing and Service Section
Office of the Secretary
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

John A. Levin, Esquire
Assistant Counsel
Pennsylvania Public Utility Comm'n
Post Office Box 3265
Harrisburg, Pennsylvania 17120

Karin W. Carter, Esquire
Assistant Attorney General
505 Executive House
Post Office Box 2357
Harrisburg, Pennsylvania 17120

John E. Minnich
Chairman, Dauphin County Board
of Commissioners
Dauphin County Courthouse
Front and Market Streets
Harrisburg, Pennsylvania 17101

Walter W. Cohen, Esquire
Consumer Advocate
Office of Consumer Advocate
14th Floor, Strawberry Square
Harrisburg, Pennsylvania 17127

Jordan D. Cunningham, Esquire
Attorney for Newberry Township
T.M.I. Steering Committee
2320 North Second Street
Harrisburg, Pennsylvania 17110

Theodore A. Adler, Esquire
Widoff Reager Selkowitz & Adler
Post Office Box 1547
Harrisburg, Pennsylvania 17105

Ellyn R. Weiss, Esquire
Attorney for the Union of Concerned
Scientists
Sheldon, Harmon & Weiss
1725 Eye Street, N.W., Suite 506
Washington, D.C. 20006

Steven C. Sholly
304 South Market Street
Mechanicsburg, Pennsylvania 17055

Gail Bradford
Holly S. Keck
Legislation Chairman
Anti-Nuclear Group Representing York
245 West Philadelphia Street
York, Pennsylvania 17404

Karin P. Sheldon, Esquire
Attorney for People Against Nuclear
Energy
Sheldon, Harmon & Weiss
1725 Eye Street, N.W., Suite 506
Washington, D.C. 20006

Robert Q. Pollard
Chesapeake Energy Alliance
609 Montpelier Street
Baltimore, Maryland 21218

Chauncey Kepford
Judith H. Johnsrud
Environmental Coalition on Nuclear
Power
433 Orlando Avenue
State College, Pennsylvania 16801

Marvin I. Lewis
6504 Bradford Terrace
Philadelphia, Pennsylvania 19149

Marjorie M. Aamodt
R. D. 5
Coatesville, Pennsylvania 19320

SHAW, PITTMAN, POTTS & TROWBRIDGE

1800 M STREET, N. W.
WASHINGTON, D. C. 20036

RAMSAY D. POTTS
STUART L. PITTMAN
GEORGE F. TROWBRIDGE
STEPHEN D. POTTS
GERALD CHARNOFF
PHILLIP D. BOSTWICK
R. TIMOTHY HANLON
GEORGE M. ROGERS, JR.
JOHN B. RHINELANDER
BRUCE W. CHURCHILL
LESLIE A. NICHOLSON, JR.
MARTIN D. KRALL
RICHARD J. KENDALL
JAY E. SILBERG
BARBARA M. ROSSOTTI
GEORGE V. ALLEN, JR.
WM. BRADFORD REYNOLDS
FRED A. LITTLE
FRED DRASNER
NATHANIEL P. BREED, JR.
MARK AUGENBLICK
ERNEST L. BLAKE, JR.
CARLETON S. JONES
THOMAS A. BAXTER
JAMES M. BURGER
SHELDON J. WEISEL
JOHN A. McCULLOUGH
J. PATRICK HICKEY
JAMES THOMAS LENHART
STEVEN L. MELTZER
DEAN D. AULICK
JOHN ENGEL

STEPHEN B. HUTTNER
WINTHROP N. BROWN
JAMES B. HANLIN
ROBERT E. ZAHLER
RICHARD E. GALEN
ROBERT S. ROBBINS
STEVEN M. LUCAS
MATIAS F. TRAVIESO-DIAZ
VICTORIA J. PERKINS
JOHN H. O'NEILL, JR.
JAY A. EPSTIEN
RAND L. ALLEN
TIMOTHY B. McBRIDE
ELISABETH M. PENDLETON
LUCY G. ELIASOF
PAUL A. KAPLAN
HARRY H. GLASSPIEGEL
THOMAS H. McCORMICK
SUSAN D. FALKSON
WILLIAM P. BARR
JOHN L. CARR, JR.
PHILIP J. HARVEY
ROBERT M. GORDON
JEANNE A. CALDERON
BARBARA J. MORGEN*
BONNIE S. GOTTLIEB
ALFRED M. POSTELL
SETH H. HOOGASIAN
SHEILA E. McCAFFERTY
DELISSA A. RIDGWAY
KENNETH J. HAUTMAN
DAVID LAWRENCE MILLER

(202) 331-4100

TELECOPIER
(202) 296-0694 & 296-1760

TELEX
89 2693 (SHAWLAW WSH)
CABLE "SHAWLAW"

EDWARD S. CROSLAND
COUNSEL

April 14, 1980

*NOT ADMITTED IN D.C.

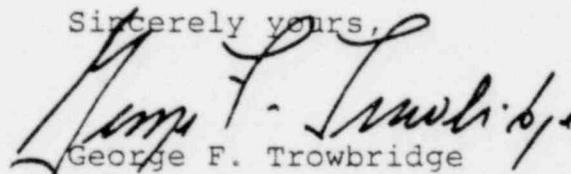
Dr. Robert Q. Pollard
Chesapeake Energy Alliance
609 Montpelier Street
Baltimore, Maryland 21218

Re: Three Mile Island, Unit 1
Docket No. 50-289 (Restart)

Dear Dr. Pollard:

Enclosed is Licensee's response to CEA Interrogatories to Licensee pertaining to psychological distress filed March 26, 1980. A signed affidavit for this response is not enclosed but will be forwarded soon.

Sincerely yours,


George F. Trowbridge

Enclosure
cc: Service List