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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
THE TOLEDO FUSION COMPANY and)	NRC Docket Nos. 50-346A
THE CLEVELAND ELECTRIC ILLUMINATING)	50-500A
COMPANY)	50-501A
(Davis-Besse Nuclear Power Station,)	
Units 1, 2 & 3))	
THE CLEVELAND ELECTRIC ILLUMINATING)	NRC Docket Nos. 50-440A
COMPANY, ET AL.)	50-441A
(Perry Nuclear Power Plant,)	
Units 1 & 2))	

MINUTES OF CONFERENCE CALL
HELD JULY 6, 1976

On July 6, 1976 at approximately 4:15 p.m. a conference call was convened with the following participants: Board Chairman Douglas V. Rigler, Esq.; Melvin G. Berger, Esq. for the Department of Justice; William Bradford Reynolds, Esq. for Applicants; David Hjelmfelt, Esq. for the City of Cleveland and Roy P. Lessy, Jr., Esq. for the NRC Staff. Mr. Lessy was designated as secretary.

Chairman Rigler convened the conference call and stated that the Licensing Board had received a letter from Mr. Charles Cannon, Esq. of Painesville, Ohio and that on the basis of that letter the Board was going to receive into evidence the deposition of Wayne R. Milburn. The Board's ruling, the Chairman stated, was also based in part on Mr. Cannon's representation in his letter that Mr. Milburn had authorized Mr. Cannon to waive signature of the deposition on behalf of Mr. Milburn; the Chairman stated that the deposition

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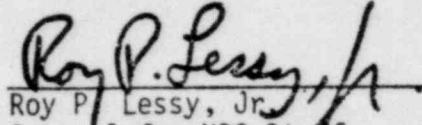
would be received in that form.

The Chairman indicated that the Staff could file with the Board a stipulation or affidavit with respect to said deposition. Mr. Reynolds asked that the Cannon letter be received as an exhibit in this proceeding and the Chairman indicated that the letter would be an attachment to the Milburn deposition. Mr. Reynolds also stated that he may oppose any affidavit or may desire to cross-examine the affiant. In that event, the Chairman indicated the record (which was closed as of July 6, 1976) could be reopened.

Mr. Berger then indicated that the Department of Justice would like to have Applicant's Exhibit 197, a letter dated April 16, 1975 from Mr. Lee Howley to Mr. Milburn, received into evidence as relevant correspondence pertaining to Mr. Milburn. The Howley letter had been previously identified in this proceeding as Applicant's Exhibit 197 but had not been received into evidence. Mr. Reynolds stated that he would review the letter and advise Mr. Berger the following day if Applicants still desired that the Howley letter be received into evidence. If not, Mr. Berger indicated that the Department of Justice would move the Howley letter in as a Department exhibit. Mr. Lessy stated that inasmuch as the Milburn deposition had now been received into evidence, the Staff had no objection to Applicant's Exhibit 197.

There being no further business the conference call was
concluded at 4:30 p.m.

Respectfully submitted,


Roy P. Lessy, Jr.
Counsel for NRC Staff

Dated at Bethesda, Maryland
this 8th day of July 1976.