

MAR 21 1975

Marshall E. Miller, Esq.  
Special Master  
U.S. Nuclear Regulatory  
Commission  
Washington, D. C. 20555

Re: The Toledo Edison Company  
The Cleveland Electric Illuminating Company  
Davis-Besse Nuclear Power Station  
The Cleveland Electric Illuminating Company, et al.  
Perry Plant, Units 1 and 2  
AEC Docket Nos. 50-346A, 50-440A and 50-441A

Dear Mr. Miller:

Mr. Roy Lessy, Associate Counsel in the captioned matter, has just given me a report on the conference telephone call that took place yesterday (Thursday, March 20, 1975) concerning privileged documents.

I was surprised and chagrined that Mr. Charnoff, Counsel for the Applicants, during the conference call misquoted the Staff's position on the proposed schedule for depositions.

The facts are that on Tuesday, March 18, 1975, at the request of Mr. William Bradford Reynolds, in a very brief and informal conversation that took place in an elevator, I indicated that Staff would not oppose a possible one week delay in the start of depositions so that Mr. Reynolds' clients could attend a meeting in Florida.

At no time did the Staff indicate that it required additional time in this proceeding. Please be assured that we are prepared to proceed with this matter as scheduled.

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RLessy  
BVogler

Sincerely yours,

Benjamin H. Vogler  
Assistant Chief Antitrust  
Counsel for NRC Staff

OFFICE →	ELD	ELD				
SURNAME →	BHVOGLER:bd	JRutberg				
DATE →	3/21/75	3/21/75				

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

THE TOLEDO EDISON COMPANY and  
THE CLEVELAND ELECTRIC ILLUMINATING  
COMPANY  
(Davis-Besse Nuclear Power Station

THE CLEVELAND ELECTRIC ILLUMINATING  
COMPANY, ET AL.  
(Perry Nuclear Power Plant,  
Units 1 and 2)

NRC Docket Nos. 50-346A  
50-440A  
50-441A

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