

REC Central  
11/21/75

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
THE TOLEDO EDISON 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)	)	

LIST OF INTENDED FACT WITNESSES  
AND LIST OF EXHIBITS OF NRC STAFF

Paragraph (4) of this Board's "Sixth Prehearing Conference Order" filed October 2, 1975 provides in part:

Each party shall file a list of intended fact witnesses with a general statement of the subject area of the testimony of each.

Accordingly, following is a list of the intended fact witnesses to be presented by the NRC Staff during its case-in-chief:

- William P. Craig
- Robert Hillwig
- Warren Hinchee
- William Lyren
- Robert F. McCabe, Jr.
- Joseph Pandy, Jr.
- C. O. Stout
- John Young

In addition, inasmuch as questions 36-48 of the "Prepared Direct Testimony" of Dr. J.D. Guy contain factual material, Dr. Guy should also be included in the above listing for purposes of completeness.

It is intended that Mr. Craig will primarily address impediments to interconnection and obstacles contained in the proposed interconnection agreement between Ohio Edison Company and the City of Newton Falls, Ohio.

It is intended that Mr. Hillwig will primarily address the relationship between Toledo Edison and Bowling Green, Ohio including but not limited to refusals by Toledo Edison to provide transmission services to Bowling Green.

It is intended that Mr. Hinchee will address matters relating to the relationship that existed between Cleveland's Municipal Electric System ("MELP") and the Cleveland Electric Illuminating Company ("CEI") during his tenure as Commissioner of Light and Power from 1971 to November of 1973. In addition, Mr. Hinchee will address matters relating to AMP-0 during that time including efforts by the City of Cleveland to secure alternative sources of bulk power supply. He will focus in part on the request by the City of Cleveland and the refusal by CEI to wheel 30 MW of PASNY power to the City.

It is intended that Mr. Lyren will primarily address matters relating to the relationship between the wholesale consumers of Ohio Edison with Ohio Edison Co.; and the relationship between the City of Wadsworth, Ohio and Ohio Edison Co. This testimony will include but is not limited to the following: restrictions in wholesale contracts of Ohio Edison and other restrictive practices required by Ohio Edison of certain of its wholesale consumers; competition for industrial loads between Ohio Edison and certain wholesale consumers, power supply studies and the need for relief by the wholesale consumers.

It is intended that Mr. McCabe will address matters relating to the relationship between Duquesne Light Co. and the Borough of Pitcairn, Pennsylvania, including for example, but not limited to requests by Pitcairn for wholesale power and emergency service; requests by Pitcairn for Capco membership to each of the Capco companies and the actions in concert of all of the Capco companies in response thereto; requests for access to nuclear generation and responses thereto; matters relating to legal and administrative actions brought by Pitcairn against Duquesne; the need for relief; and the pattern of acquisitions or attempted acquisitions engaged in by Duquesne.

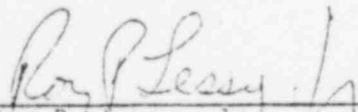
It is anticipated that Joseph Pandy, Jr. will address those matters covered in the Deposition of Joseph Pandy, Jr. taken pursuant to NRC subpoena on July 9, 1975. Those matters include for example, the relationship between CEI and the City of Painesville, Ohio; the history and contents of the January 13, 1975 CEI-Painesville Interconnection Agreement; the bottleneck physical relationship between the electric systems of CEI and Painesville; the refusal of CEI to provide transmission services ("wheeling") to Painesville; the effective denial by CEI to Painesville of access to the Perry nuclear units; attempts by CEI to acquire the Painesville electric system; and the need for relief.

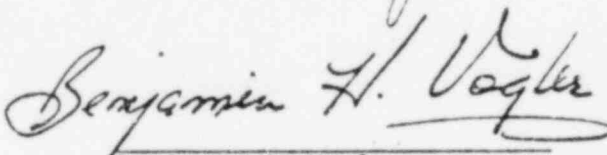
It is anticipated that Mr. Stout will address essentially the same subject area as Mr. Lyren except that he will focus on matters relating to the relationship between the City of Cuyahoga Falls and Ohio Edison.

It is anticipated that Mr. Young will address essentially the same matters as Mr. Hillwig.

Last, and in response to Paragraph (5) of the Sixth Prehearing Conference Order, Staff has attached hereto "Exhibits of NRC Staff To Be Introduced During It's Case-In-Chief".

Respectfully submitted,

  
Roy P. Lessy, Jr.  
Counsel for NRC Staff

  
Benjamin H. Vogler  
Assistant Chief Antitrust  
Counsel for NRC Staff

Dated at Bethesda, Maryland  
this 21st day of November 1975.

EXHIBITS OF NRC STAFF TO BE  
INTRODUCED DURING CASE-IN-CHIEF

- NRC-1      Application for license re: Davis Besse No. 1
- NRC-2      Information Requested by the Attorney General for  
Antitrust Review re: Davis Besse No. 1
- NRC-3      Attorney General's Advice letter dated 7/9/71 re:  
Antitrust Review of Davis Besse No. 1
- NRC-4      Application for License re: Perry Units Nos. 1 and 2
- NRC-5      Information Requested by the Attorney General for  
Antitrust Review re: Perry Units Nos. 1 and 2
- NRC-6      Attorney General's Advice letter dated 12/17/73 re:  
Antitrust Review of Perry Units Nos. 1 and 2
- NRC-7      Application for License re: Davis Besse Nos. 2 and 3
- NRC-8      Information Requested by the Attorney General for  
Antitrust Review re: Davis Besse Units Nos. 2 and 3
- NRC-9      Attorney General's Advice letter dated 2/14/75 re:  
Antitrust Review of Davis Besse Units Nos. 2 and 3
- NRC-10     Cleveland Electric Illuminating Company's 1973 F.P.C.  
Form 12
- NRC-11     Cleveland Electric Illuminating Company's 1973 F.P.C.  
Form 1
- NRC-12     Duquesne Light Company's 1973 F.P.C. Form 12
- NRC-13     Duquesne Light Company's 1973 F.P.C. Form 1
- NRC-14     Ohio Edison Company's 1973 F.P.C. Form 12
- NRC-15     Ohio Edison Company's 1973 F.P.C. Form 1
- NRC-16     Pennsylvania Power Company's 1973 F.P.C. Form 12
- NRC-17     Pennsylvania Power Company's 1973 F.P.C. Form 1
- NRC-18     Toledo Edison Company's 1973 F.P.C. Form 12
- NRC-19     Toledo Edison Company's 1973 F.P.C. Form 1

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-20	12/5/67	Letter	Robert F. McCabe, Jr.	Philip A. Fleger
NRC-21	1/2/68	Letter	Philip A. Fleger	Robert F. McCabe, Jr.
NRC-22	12/19/67	Memo	Leslie Henry	John K. Davis
NRC-23	12/18/67	Draft Letter		Robert F. McCabe, Jr. (Attachment to NRC-22)
NRC-24	1/2/68	Letter	Philip A. Fleger	Robert F. McCabe, Jr.
NRC-25	12/5/67	Letter	Robert F. McCabe, Jr.	J. K. Davis, President
NRC-26	12/19/67	Letter	John K. Davis	Robert F. McCabe, Jr.
NRC-27	3/25/68	Letter	Robert F. McCabe, Jr.	J.V. Soisson
NRC-28	4/1/68	Letter	J.V. Soisson	Robert F. McCabe, Jr.
NRC-29	4/9/68	Letter	Robert F. McCabe, Jr.	J.V. Soisson
NRC-30	4/17/68	Letter	J.V. Soisson	Robert F. McCabe, Jr.
NRC-31	12/5/67	Letter	Robert F. McCabe, Jr.	D. Bruce Mansfield, President
NRC-32	12/5/67	Letter	Robert F. McCabe, Jr.	D. Bruce Mansfield, Chairman
NRC-33	12/12/67	Letter	D. Bruce Mansfield	Robert F. McCabe, Jr.
NRC-34	1/2/68	Letter	D. Bruce Mansfield	Robert F. McCabe, Jr.
NRC-35	12/5/67	Letter	Robert F. McCabe, Jr.	K.H. Rudolph, President
NRC-36	12/18/67	Letter	Karl H. Rudolph	Robert F. McCabe, Jr.
NRC-37	12/22/67	Letter	Karl H. Rudolph	John K. Davis P.A. Fleger D. Bruce Mansfield
NRC-38	1/1/68	Internal memorandum	John W. Merriman	J. W. O'Nan (Duquesne)
NRC-39	1/11/68	Letter	Robert F. McCabe, Jr.	Philip A. Fleger

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-40	1/22/68	Letter	Philip A. Fleger	Robert F. McCabe, Jr. Esq. (Copies to J.M. Arthur, S.G. Schaffer, W.A. Conwell W.F. Gilfillan, Jr., D.E. Greene, R. R. Parkman, W.G. Dempler, T.J. Munsch, Jr. with parenthetical notations included).
NRC-41	1/23/68	Internal memorandum	John W. Merriman	J.W. O'Nan J.P. Schmidt (Duquesne)
NRC-42	1/26/68	Internal memorandum	W.F. Gilfillan, Jr.	Philip A. Fleger
NRC-43	1/27/69	Letter	David McNeil Olds	Duquesne Light Co. Attn: W.F. Gilfillan, Jr.
NRC-44	2/21/68	Internal memorandum (Duquesne)	T.G. Munsch, Jr.	No addressee
NRC-45	2/27/68	Letter	John W. Merriman	Robert F. McCabe, Jr.
NRC-46	3/12/68	Letter	Thomas J. Munsch, Jr.	Carl Hobelman, Esq.
NRC-47	3/19/68	Letter	W.F. Gilfillan, Jr.	Robert F. McCabe, Jr.
NRC-48	4/24/71	Letter	William M. Lewis, Jr.	J.A. Stark
NRC-49	10/20/69	Letter	John Mcn. Cramer	Robert F. McCabe, Jr.
NRC-50	7/30/70	Memorandum	Thomas J. Munsch, Jr.	W.F. Gilfillan, Jr. (Duquesne)
NRC-51	7/21/70	Letter	Secretary, Federal Power Commission	Duquesne Light Co.
NRC-52	7/8/70	FPC Complaint	Philip J. Ardery & Robert F. McCabe, Jr.	Defendant, Duquesne Light Company
NRC-53	9/1/70	Letter	Thomas J. Munsch, Jr.	David M. Olds, Esq.
NRC-54	" " "	Attachments to Letter	" " "	" " "
NRC-55	8/24/71	Letter	William M. Lewis	J.A. Stark, Manager

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-56	9/20/71	Internal memorandum	W.F. Gilfillan, Jr.	Not stated
NRC-57	9/21/72	Letter	Robert F. McCabe, Jr.	Joseph J. Saunders, Esq.
NRC-58	10/13/71	Settlement Agreement	Signed by the Borough of Pitcairn	Signed by Clement Troy and W.F. Gilfillan, Jr.
NRC-59	10/13/71	Appendix I to Settlement Agreement	" "	" "
NRC-60	10/13/71	Exhibit I	" "	" "
NRC-61	10/13/71	Borough of Pitcairn Resolution 282	Clement F. Troy (President of Counsel)	
NRC-62	Undated	Pre-trial stipulation	Counsel for parties for plaintiff and counsel for defendant.	
NRC-63	7/23/68	Complaint U.S. District Court	Robert F. McCabe, Jr. Philip P. Ardery	Duquesne Light Co. is defendant.
NRC-64	Undated	Plaintiff's Narrative Statement	Philip P. Ardery and Robert F. McCabe, Jr.	Defendant Duquesne Light Co.
NRC-65	(Filed 6/2/69)	Amendment to Plaintiffs Narrative Statement	Robert F. McCabe, Jr.	Defendant Duquesne Light Co.
NRC-66	3/18/68	Internal memorandum	W.F. Gilfillan, Jr.	Mr. Philip A. Fleger cc. John M. Arthur, T.J. Munsch
NRC-67	10/17/69	Letter	John McN. Cramer (Attachment to NRC-62)	Robert F. McCabe, Jr.
NRC-68	1/23/68	Letter	Robert F. McCabe, Jr.	John W. Merriman
NRC-69	8/15/75	Letter	W.P. Craig	Roy P. Lessy, Jr.
NRC-70	Undated	Draft Contract	Ohio Edison Co. through David Bixler and Ed Beil	City of Newton Falls, Ohio



	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-71	5/15/75	Letter	Ivan L. Otto	William P. Craig
NRC-72	5/16/75	Letter	W.P. Craig	Mr. D.C. Bixler
NRC-73	5/28/75	Letter	D.C. Bixler	William P. Craig
NRC-74	6/5/75	Letter	Ivan L. Otto	William P. Craig
NRC-75	7/25/75	Letter	W.P. Craig	Martin Thorpe
NRC-76	7/29/75	Letter	W.P. Craig	David C. Bixler
NRC-77	8/28/75	Letter	David C. Bixler	W.P. Craig
NRC-78	8/29/75	Letter with Hand- written notes	W.P. Craig	David C. Bixler
NRC-79	10/8/74	Memo	R.G. Zimmerman	D.C. Bixler
NRC-80	10/8/74	Draft contract	Attachment to NRC-79	
NRC-81	5/14/74	Letter	W.P. Craig	David Bixler
NRC-82	8/17/74	Memo	E.T. Beil	John Kekela
NRC-83	8/17/74	Handwritten Notes	Attachment to NRC-82	
NRC-84	11/26/73	Memo	B.L. Codispoti	E.T. Beil
NRC-85	11/26/74	Billings	Attachment to NRC-84	
NRC-86	1/24/74	Letter	D.C. Bixler	W.P. Craig
NRC-87	8/5/75	U.S. Gov't memorandum	A.M. Monaco	Mr. Bernard Chew
NRC-88	8/5/75	U.S. Gov't memorandum	Martin J. Thorpe	The Files
NRC-89	6/18/75	Letter	W.P. Craig	John Borrows (PUCO)
NRC-90	1/24/75	Letter	Allen M. Kersten	Mr. William Craig
NRC-91	8/30/73	Letter	Donald Hauser	Wallace L. Duncan

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-92	7/9/75	Deposition	Deposition of Joseph Pandy, Jr.	
NRC-93	8/13/75	Deposition	Deposition of Wayne R. Milburn	
NRC-94	1/22/75	Letter	Donald H. Hauser	Harry A. Poth, Esq.
NRC-95	1/13/75	Agreement	(Attachment to NRC-94 -- CEI-Painesville Interconnection Agreement)	
NRC-96	Undated	Draft Contract	Draft of CEI-Painesville Interconnection Agreement with the words "Wayne-Milburn" written on the right hand corner with a legend on the first page indicating CEI wording, modified CEI wording and new wording.	
NRC-97	Undated	Draft Agreement	Draft of CEI-Painesville Agreement with hand written comments and corrections of Joseph Pandy, Jr.	
NRC-98	9/10/74	Letter	Donald Hauser	Wayne R. Milburn (This letter contains hand written note dated 9/26/74 from Joe Pandy to ("Les") with a cc to Wayne Milburn.
NRC-99	Undated	Draft Contract	Attachment to NRC-92 is a draft of the CEI-Painesville Interconnection Agreement with hand-written comments of Joseph Pandy.	
[NRC 100-235, <u>infra</u> ].		[NRC 236-300 reserved].		
NRC-301	12/3/64	Letter	Lee C. Howley	Honorable Dale F. Hesel
NRC-302	10/9/70	Internal memorandum (CEI)	R.H. Bridges	Lee C. Howley
NRC-303	4/9/71	Memorandum	Joe Pandy	Ken McDonald
NRC-304	9/6/72	Letter	Joseph J. Saunders	Painesville Electric Power Department
NRC-305	9/11/72	Letter	Joseph Pandy, Jr.	Joseph J. Saunders
NRC-306	9/16/74	Letter	Wayne R. Milburn	Steven M. Charno, Esq.

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-307	4/11/73	Letter	Wayne Milburn	Lee Howley (Attached to Pandy deposition as page 103 thereof).
NRC-308	3/22/74	Hand-written memorandum	Joe Pandy	Les Nero
NRC-309	10/12/73	Hand-written memorandum	Joe Pandy	Ken McDonald
NRC-310	3/31/73	Memorandum	Joe Pandy	Ken McDonald
NRC-311	2/13/75	Letter	Benjamin H. Vogler	Wayne Milburn, Esq.
NRC-312	3/10/75	Letter	Charles E. Cannon	Benjamin H. Vogler, Esq.
NRC-313	Undated	Chart	Unknown	"City of Painesville, Ohio System Electrical Requirements" 1961-1966
NRC-314	9/5/73	Letter	Wayne R. Milburn	United States Atomic Energy Commission, Attn: Chief, Office of Antitrust & Indemnity
NRC-315	10/25/73	Letter	Wayne R. Milburn	Lee Howley
NRC-316	1/2/74	Letter	Lee Howley	Wayne R. Milburn, Esq.
NRC-317	Undated	Draft Letter	Attachment to NRC-316 is draft transmittal letter from Lee C. Howley to Wayne Milburn.	
NRC-318	Undated	Draft Contract	Attachment to NRC-316 draft contract between City of Painesville and CEI.	
NRC-319	4/24/73	Letter	Lee C. Howley	Wayne Milburn, Esq.
NRC-320	6/27/74	Letter	Lee C. Howley	Hon. Wayne R. Milburn
NRC-321	9/10/74	Letter	George Pofok	Joseph Pandy, Jr. (Letter contains hand-written notes of Joseph Pandy dated 9/26/74.)
NRC-322	9/13/74	Letter	Joseph J. Saunders	Wayne R. Milburn
NRC-323	9/16/74		Wayne R. Milburn	Steven M. Charno

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-324	4/16/75	Letter	Lee C. Howley	Wayne R. Milburn
NRC-325	4/18/75	Letter	Wayne R. Milburn	Howard Shapar, Esq.
NRC-326	1/16/50	Letter	Ralph M. Besse	Counsel of the City of Painesville
NRC-327	1/18/56	Letter	H.G. Fitzgerald, Jr.	Paul D. Cook
[NRC 328-399 reserved].				
NRC-400	8/11/72	Letter	C.O. Stout	John R. White, Esq.
NRC-401	10/7/74	Attendance Sheet of meeting between representatives of Wholesale Customers of Ohio Edison (WCOE) and, their consultants, and representatives of Ohio Edison Company (OE). Location - O.E. Headquarters.		
NRC-402	8/1/75	Attendance Sheet (401) of meeting between WCOE and OE. Location - O.E. Office Building		
NRC-403	12/1/65	Executed Contract between OE and Wadsworth, Ohio with attachments: "Municipal Resale Service Primary Voltage" - "Municipal Resale Service Transmission Voltage"		R.G. Zimmerman on behalf of OE
NRC-404	4/18/66	Letter	Bruce Clevidence	Mr. William B. Haury
NRC-405	4/20/66	Letter (Enclosure is NRC-404)	W.R. Haury	Mr. R.G. Zimmerman
NRC-406	4/6/66	Internal memorandum	W.R. Haury	Mr. R.G. Zimmerman
NRC-407	5/9/66	Letter	Bruce Clevidence	Mr. William B. Haury
NRC-408	Undated	Draft Letter	R.G. Zimmerman	Hon. Earl L. Gotwalt William Lyren
NRC-409	5/26/66	Letter	William R. Haury	Mr. Bruce Clevidence
NRC-410	3/2/67	Letter	G.W. Steffen	Mr. R.E. Semmler cc: A.S. Holmquist E. Falb
NRC-411	3/2/67	Map	Attachment to NRC-410	

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-412	4/19/67	Letter	D.R. Gundry	H.B. Gould cc: G.E. ralb A.S. Holmquist R.G. Zimmerman
NRC-413	7/21/67	Letter	Bruce Clevidence	Mr. William Hawry
NRC-414	7/4/67	Map	Attachment to NRC-413	
NRC-415	7/25/67	Letter	W.R. Haury	Mr. R.G. Zimmerman
NRC-416	7/31/67	Letter	R.G. Zimmerman	Mr. Bruce Clevidence
NRC-417	11/14/68	Letter	W.R. Haury	Mr. Bruce Clevidence
NRC-418	11/5/68	Letter	W.R. Haury	Mr. R.G. Zimmerman
NRC-419	11/4/68	Letter	Bruce Clevidence	Mr. William Hawry
NRC-420	1/16/69	Internal memorandum	F. McG (Frances McGovern)	R.G.Z. (R.G. Zimmerman)
NRC-421	1/17/69	Internal memorandum	R.E. Dawson	Mr. H.R. Gould
NRC-422	4/14/69	Internal memorandum	W.R. Haury	Mr. R.G. Zimmerman
NRC-423	4/14/69	Handwritten notes	Notes accompanying NRC-422	
NRC-424	6/13/69	Internal memorandum	W.R. Haury	Not stated
NRC-425	6/13/69	Handwritten notes	Notes accompanying NRC-424	
NRC-426	9/15/69	"Office File memorandum"	W.R. Haury	Not stated
NRC-427	9/15/69	Handwritten notes	Notes accompanying NRC-427	
NRC-428	10/29/69	Letter	W.R. Haury	Mr. R.G. Zimmerman
NRC-429	2/17/70	Letter	William J. Lyren	Mr. William Haury
NRC-430	3/25/70	Letter (internal)	W.R. Haury	Mr. Russel Spetrino
NRC-431	8/10/70	Letter	Russel J. Spetrino	Mr. W.R. Haury

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-432	9/10/70	Letter	W.R. Haury	Mr. William Lyren
NRC-433	8/27/70	Note (Also contains handwritten notes)	W.R. Haury	H.W. Miller
NRC-434	3/2/71	Letter	Russel J. Spetrino	Mr. W.R. Haury
NRC-435	6/4/71	Letter	Russel J. Spetrino	Mr. W.R. Haury
NRC-436	6/4/71	Handwritten notes	Attached to NRC-435	
NRC-437	6/15/71	Letter	W.R. Haury	Mr. William Lyren
NRC-438	7/28/71	Sale Agreement between Wadsworth and O.E.	Signed by William J. Lyren and R.G. Zimmerman	
NRC-439	7/20/71	Letter	William J. Lyren	Mr. Fred Winkler, Jr.
NRC-440	7/20/71	Letter	" "	Mr. Harold Winkler
NRC-441	"	"	"	Mr. Ben Winkler
NRC-442	8/2/71	Closing Memorandum Relating to Purchase of Certain Electric Distribution Property of Wadsworth, Ohio by OE		Signed by R.C. Jenkins, William Lyren and Earl Gottwalt
NRC-443	8/2/71	Letter	R.G. Zimmerman	Hon. Earl L. Gottwalt Mr. William Lyren
NRC-444	2/14/72	Letter	W.R. Haury	Mr. William J. Lyren
NRC-445	2/14/72	List of Customers To Be Traded	Attachment to NRC-444	
NRC-446	7/13/72	Internal memorandum	Richard L. Miller	W.R. Haury
NRC-447	8/19/72	Letter	Joseph A. Heinz	C.O. Stout

	<u>Date</u>	<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-448	2/28/75	Letter	Lynn Firestone	Mr. Emerson Duncan Mr. Bill Cheesman
NRC-449	6/17/75	Letter	"	W.H. Cheesman C.E. Duncan, II C.O. Stout
NRC-450	6/2/75	Exhibit 1	Attachment to NRC-449	
NRC-451	6/2/75	Exhibit 2	Attachment to NRC-449	
NRC-452	6/2/75	Exhibit 3	Attachment to NRC-449	
NRC-453	6/5/75	Exhibit 3a.	Attachment to NRC-449	
NRC-454	6/5/75	Exhibit 3b.	Attachment to NRC-449	
NRC-455	5/29/75	Exhibit 4	Attachment to NRC-449	
NRC-456	6/18/74	Letter	C. Emerson Duncan, II	John R. White
NRC-457	6/18/74	Attachment "Joint Power Supply Studies"	Attachment to NRC-456	
NRC-458	3/31/64	Letter	Samuel Stites	Hon. Jack W. Sommer, James P. Rice
NRC-459	7/10/66	Letter	Leland M. Kraft	Mr. John White
NRC-460	7/1/75	Deposition	Deponent - William D. Masters	
NRC-461	6/2/875	Deposition	Deponent - William Mayben	
NRC-462	July, 1975	Power Supply Study	Power Supply Study For Wholesale Consumers of Ohio Edison By R.W. Beck	

<u>Exhibit</u>	<u>Date</u>	<u>Author</u>	<u>Address</u>
NRC-100 Including Exhibits:	10/18/75	Prepared	Direct Testimony of J.D. Guy
JDG-1	10/18/75	Electric Entities Located within CEI's Geographic Area.	
JDG-2	10/18/75	Electric Entities Located within OE's Geographic Area.	
JDG-3	10/18/75	Electric Entities Located within PP's Geographic Area.	
JDG-4	10/18/75	Electric Entities Located within TE's Geographic Area.	
JDG-5	10/18/75	Structural Data	
NRC-101	11/31/69	Map,	Principal Facilities of CAPCO
NRC-102	12/30/65	OE Wholesale Contract,	with Amherst, OH
NRC-103	1/24/65	OE Wholesale Contract,	with Beach City, OH
NRC-104	12/20/65	OE Wholesale Contract,	with Brewster, OH
NRC-105	12/21/65	OE Wholesale Contract,	with Columbiana, OH
NRC-106	12/30/65	OE Wholesale Contract,	with Cuyahoga Falls, OH
NRC-107	12/29/65	OE Wholesale Contract,	with Galion, OH
NRC-108	1/17/66	OE Wholesale Contract,	with Grafton, OH
NRC-109	12/20/65	OE Wholesale Contract,	with Hubbard, OH
NRC-110	12/30/65	OE Wholesale Contract,	with Hudson, OH
NRC-111	12/28/65	OE Wholesale Contract,	with Lodi, OH
NRC-112	12/22/65	OE Wholesale Contract,	with Lucas, OH
NRC-113	12/14/65	OE Wholesale Contract,	with Milan, OH
NRC-114	3/19/66	OE Wholesale Contract,	with Monroeville, OH



<u>Exhibit</u>	<u>Date</u>	<u>Author</u>	<u>Addressée</u>
NRC-115	12/30/65	OE Wholesale Contract,	with Niles, OH
NRC-116	3/2/70	OE Wholesale Contract,	with Oberlin, OH
NRC-117	7/25/69	OE Wholesale Contract,	with Prospect, OH
NRC-118	12/29/65	OE Wholesale Contract,	with Seville, OH
NRC-119	12/27/65	OE Wholesale Contract,	with South Vienna, OH
NRC-120	12/21/65	OE Wholesale Contract,	with Wadsworth, OH
NRC-121	12/27/65	OE Wholesale Contract,	with Wellington, OH
NRC-122	8/1/66	PP Wholesale Contract,	with Ellwood City, PA
NRC-123	5/1/67	PP Wholesale Contract,	with Grove City, PA
NRC-124	6/20/66	PP Wholesale Contract,	with New Wilmington, PA
NRC-125	6/6/66	PP Wholesale Contract,	with Wampum, PA
NRC-126	6/17/66	PP Wholesale Contract,	with Zelienople, PA
NRC-127	5/3/67	TE Wholesale Contract,	with Bowling Green, OH
NRC-128	7/6/66	TE Wholesale Contract,	with Bradner, OH
NRC-129	6/22/64	TE Wholesale Contract,	with Bryan, OH
NRC-130	12/7/66	TE Wholesale Contract,	with Custar, OH
NRC-131	12/15/66	TE Wholesale Contract,	with Edgerton, OH
NRC-132	8/11/66	TE Wholesale Contract,	with Elmore, OH
NRC-133	1/5/67	TE Wholesale Contract,	with Geona, OH
NRC-134	5/13/66	TE Wholesale Contract,	with Haskins, OH

<u>Exhibit</u>	<u>Date</u>	<u>Author</u>	<u>Title or</u>	<u>Addressee</u>
NRC-135	4/19/66		TE Wholesale Contract, with Liberty Center, OH	
NRC-136	3/22/67		TE Wholesale Contract, with Montpelier, OH	
NRC-137	3/15/61		TE Wholesale Contract, with Napoleon, OH	
NRC-138	8/31/66		TE Wholesale Contract, with Oak Harbor, OH	
NRC-139	7/21/66		TE Wholesale Contract, with Pemberville, OH	
NRC-140	11/30/66		TE Wholesale Contract, with Pioneer, OH	
NRC-141	7/7/66		TE Wholesale Contract, with Woodville, OH	
NRC-142	10/31/71		DL Wholesale Contract, with Pitcairn, PA	
NRC-143	2/5/73	William M. Lewis		Affidavit

		<u>Type</u>	<u>Author</u>	<u>Addressee</u>
NRC-144	5/2/73	Letter	Howard Cummins	Marvin Keck
NRC-145	5/23/73	Letter	Marvin Keck	Howard Cummins
NRC-146	7/16/73	Letter	M.R. Dorsey	John Cloer
NRC-147	7/18/73	Letter	John Cloer	M.R. Dorsey
NRC-148	9/11/73	Newspaper Article	The Toledo Blade	NA

NRC-200

Prepared Direct Testimony of Harold M. Mozer.  
Including Exhibits:

- HMM-1 Exhibit A from CAPCO Group Memorandum of Understanding dated 9/14/67
- HMM-2 Exhibit I-F pages 9 and 10 from 1974 ECAR report
- HMM-3 Exhibit CEI-G from CEI's response to DOJ's Twenty Questions
- HMM-4 Applicants' Contracts and Agreements
- HMM-5 Summary of Coordination Arrangements provided for in Exhibit HMM-4 (using terminology from Exhibit HMM-6)
- HMM-6 Bulk Power Supply Terminology
- HMM-7 Diagram of Relationship in 20 June 1968 Agreement between Ohio Power Company and Ohio Edison Company
- HMM-8 Schedules 8 (Parts A & B), 9, and 10 from the 1973 F.P.C. Form 12 and page 425, Transmission of Electricity for or by Others, from the 1973 F.P.C. Form 1 (for each Applicant)
- HMM-9 Diagram of Relationship Between CEI and MELP as of July 1975
- HMM-10 Generalized Diagram of Electric Utility Power Supply Relationships.

- NRC-201 1 January 1952 Interconnection Agreement between the Ohio Power Company and the Ohio Edison Company
- Including:
- Supplemental Letter Agreement, 1 May 1967
- NRC-202 26 September 1952 Contract between Pennsylvania Power Company and the Ohio Edison Company
- Including:
- Amendatory Contract, 29 March 1959  
Second Amendatory Contract, 5 November 1959
- NRC-203 29 November 1957 Agreement between Columbus and Southern Ohio Electric Company and the Ohio Edison Company
- Including:
- Amendatory Letter Agreement, 6 July 1959  
Amendatory Letter Agreement, 19 August 1959  
Amendatory Letter Agreement, 1 November 1961  
Amendatory Letter Agreement, 16 April 1963
- NRC-204 14 June 1962 Facilities Agreement between the Cleveland Electric Illuminating Company and the Ohio Power Company
- NRC-205 14 June 1962 Operating Agreement between the Cleveland Electric Illuminating Company and the Ohio Power Company
- Including:
- Modification No. 1, 30 April 1965  
Modification No. 2, 16 September 1970  
Modification No. 3, 1 November 1972  
Modification No. 4, 1 March 1972  
Modification No. 6, 24 June 1974
- NRC-206 6 September 1962 Facilities and Operating Agreement between Duquesne Light Company and Ohio Power Company
- Including:
- Modification No. 1, 25 July 1967  
Modification No. 2, 9 April 1970  
(1) Amendment, 1 December 1970  
(2) Amendment, 1 December 1971  
(3) Amendment, 1 December 1972  
Modification No. 3, 22 May 1972

- NRC-207 29 July 1964 Interconnection Contract between Cleveland Electric Illuminating Company and Ohio Edison Company
- Including:
- Supplemental Letter Agreement, 21 March 1967  
Interim Supplement, 16 September 1971  
Interim Supplement, 1 January 1973
- NRC-208 23 February 1965 Agreement between Ohio Edison Company and Cleveland Electric Illuminating Company
- Including:
- Letter Agreement, 3 December 1968  
Letter Agreement, 8 May 1972
- NRC-209 23 July 1965 Facilities Agreement between the Cleveland Electric Illuminating and Pennsylvania Electric Company
- NRC-210 23 July 1965 Firm Power Agreement between the Cleveland Electric Illuminating and Pennsylvania Electric Company
- NRC-211 30 September 1965 Interconnection Agreement between the Cleveland Electric Illuminating Company and Pennsylvania-New Jersey - Maryland (PJM) Group
- Including:
- Service Schedule 7.01, 7 May 1967
- NRC-212 1 December 1965 Operating Agreement between Toledo Edison and Ohio Power Company
- NRC-213 1 March 1966 Operating Agreement among Consumer Power Company, the Detroit Edison Company and the Toledo Edison Company
- NRC-214 17 October 1966 Letter Agreement between Ohio Edison Company and Pennsylvania Power Company
- NRC-215 14 September 1967 CAPCO Group Memorandum of Understanding
- NRC-216 14 September 1967 CAPCO Transmission Facilities Agreement
- NRC-217 14 September 1967 CAPCO Administration Agreement
- Including:
- Amendment No. 1, 4 January 1974
- NRC-218 15 September 1967 Agreement between the Dayton Power and Light Company and Ohio Edison Company

- NRC-219 1 January 1968 Agreement among Buckeye Power and Cincinatti Gas & Electric, Columbus and Southern Ohio Electric, Dayton Power and Light, Monogahela Power, Toledo Edison and Ohio Power Companies
- NRC-220 1 February 1968 Interchange Agreement between West Penn Power Company and Duquesne Light Company
- Including:
- Amendment No. 1, 23 May 1972  
Addendum, 31 May 1973
- NRC-221 20 June 1968 Agreement between Ohio Power Company and Ohio Edison Company
- NRC-222 1 August 1968 Agreement between Toledo Edison Company and Ohio Edison Company
- Including:
- Interim Supplement, 26 September 1971  
Second Interim Supplement, 1 August 1972  
Interim Supplement, 1 January 1973
- NRC-223 17 October 1968 Agreement between West Penn Power Company, Monongahela Power Company, Ohio Edison Company and Pennsylvania Power Company
- Including:
- Amendment No. 1, 1 February 1972  
Amendment No. 2, 1 June 1973
- NRC-224 29 May 1969 Power Agreement among the Toledo Edison Company, the Cleveland Electric Illuminating Company, the Duquesne Light Company, Ohio Edison Company, and Pennsylvania Power Company
- Including:
- Amendment No. 1, 26 May 1971
- NRC-225 1 January 1970 Interchange Agreement among Ohio Edison Company, Pennsylvania Power Company and Duquesne Light Company
- Including:
- Interim Supplement, 8 September 1972  
Interim Supplement, 1 January 1973  
Two Interim Supplements, 10 July 1973

- NRC-226 20 January 1970, 17 March 1970, and 9 June 1970  
Letter Agreements between Cleveland Electric Illuminating  
Company and the Department of Public Utilities, City  
of Cleveland
- NRC-227 25 July 1972 Interim Agreement between the Cleveland  
Electric Illuminating Company and the Toledo Edison  
Company
- NRC-228 7 May 1973 Surplus Power Agreement, East Lake Unit #5  
between the Cleveland Electric Illuminating Company and  
the Duquesne Light Company
- NRC-229 28 August 1973 CAPCO Unit Ownership Agreement
- NRC-230 1 October 1973 Agreement between Ohio Edison Company  
and Duquesne Light Company
- NRC-231 3 October 1973 Agreement between Cleveland Electric  
Illuminating Company and Ohio Edison Company
- NRC-232 10 June 1974 Surplus Power Agreement, East Lake Unit #5  
between Cleveland Electric Illuminating Company and  
Toledo Edison Company
- NRC-233 1 January 1975 CAPCO Basic Operating Agreement
- NRC-234 13 January 1975 Interconnection Agreement between  
Painesville, Ohio, and Cleveland Electric Illuminating  
Company
- NRC-235 17 April 1975 CEI - Cleveland Agreement for Installation  
and Operation of a 138 kV Synchronous Interconnection

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
THE TOLEDO EDISON 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)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of LIST OF INTENDED FACT WITNESSES AND LIST OF EXHIBITS OF NRC STAFF, dated November 21, 1975, in the captioned matter, have been served upon the following persons by hand delivery to those persons in the Washington, D.C. area and by mail to all others via the United States mail, first class or airmail, this 21st day of November 1975:

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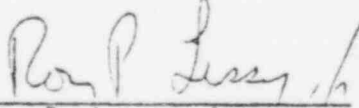
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