

7/30/76

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)	
)	
The Toledo Edison Company and)	Docket Nos. 50-346A
The Cleveland Electric Illuminating)	50-500A
Company)	50-501A
(Davis-Besse Nuclear Power Station)	
Units 1, 2, and 3))	
)	
The Cleveland Electric Illuminating)	Docket Nos. 50-440A
Company, et al.)	50-441A
(Perry Nuclear Power Plant)	
Units 1 and 2))	

INTERROGATORIES DIRECTED TO
SQUIRE, SANDERS & DEMPSEY

Intervenor, City of Cleveland, pursuant to Rule 2.740 b of the Rules of Practice of the Nuclear Regulatory Commission, requests that Squire, Sanders & Dempsey respond to the following Interrogatories separately and fully, in writing, under oath, within ten (10) calendar days of the date of service, as provided in the Memorandum and Order of the Special Board of July 20, 1976.

PART I.

Definitions

As used herein the following terms and abbreviations are, unless otherwise specifically indicated, intended to have the following meanings:

A. "SS&D" refers to the law firm of Squire, Sanders & Dempsey, of Cleveland, Ohio, together with its Washington affiliate, Cox, Langford & Brown, and including all legal and non-legal personnel employed thereby.

B. "CEI" refers to the Cleveland Electric Illuminating Company of Cleveland, Ohio.

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C. "City" refers to the City of Cleveland, Ohio, and each and every department, agency, and other division or subdivision thereof, including the Department of Utilities Division of Light and Power.

D. "Identify" when used herein with reference to any document means to set forth: (1) The date; (2) The Title; (3) Type, (e.g. memorandum, letters, etc); (4) Number of Pages; (5) Name of each author and addressee(s); (6) The name of any person(s) other than addressee the document was distributed to; (7) The subject matter thereof; (8) The present location; (9) The name and address of the present custodian.

E. "Identify" when used herein with reference to any file means to set forth: (1) The date it was opened; (2) The title or subject matter; (3) Any designating number or symbol; (4) The present location; (5) The name and address of the present custodian; (6) The name of the client for which it was opened.

F. "Document" when used herein shall mean any memoranda, correspondence (including notes and reports of telephone conversations and conferences), recordings, minutes, transcripts, contracts, agreements, books and pamphlets, circulars, bulletins, lists, letters, telegrams, compilations, tabulations, studies, analyses, notes, invoices, vouchers, purchase orders, pictures, charts, maps, surveys, graphs, electrical or geographic diagrams, statistical compilations, questionnaires, and all other writings of any kind or nature whatsoever.

G. "MELP" refers to the Municipal Electric Light Plant, Division of Light and Power, Department of Utilities, of the City of Cleveland.

PART II.

Interrogatories

1. Identify all files of SS&D originating in the period January 1, 1965, to the present, pertaining to the issuance of notes and bonds or other debts instruments for the City of Cleveland, including the Division of Light and Power.

2. Identify all files of SS&D originating in the period January 1, 1965, to the present, pertaining to legal work other than that already identified in Question 1 for the City of Cleveland by SS&D.

3. Identify all files of SS&D originating in the period January 1, 1965, to the present, referring to

- (A) City of Cleveland Municipal Electric Light Plant.
- (B) City of Cleveland Division of Light and Power.
- (C) City of Cleveland Department of Public Utilities.
- (D) Utilities Committee of Cleveland City Council.
- (E) Muny Light.
- (F) MELP Rates.
- (G) City of Cleveland Ordinance No. 2104-72
- (H) Any City of Cleveland Director of Finance, Director of Public Utilities, Director of Law, Assistant Director of Law, Commissioner of Light and Power.
- (I) Engineer, consultant, auditor, accountant, connected with MELP.
- (J) Any equipment or facilities owned or operated by MELP

4. Identify all financial documents originating from the City of

Cleveland in the period January 1, 1965, to the present, to which SS&D has referred in performing legal services for the City of Cleveland.

5. Identify all financial documents concerning the City of Cleveland originating from sources other than the City of Cleveland to which SS&D has referred in the period January 1, 1965, to the present in performing legal services for the City of Cleveland.

6. Identify all memoranda or opinions prepared by SS&D for CEI relating in any way to the City of Cleveland, Division of Light and Power and/or MELP, in the period January 1, 1965, to the present.

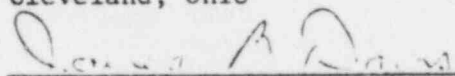
7. Identify each and every document as to which privilege is claimed and further state the basis of the claim of privilege in each case.

8. Identify each document upon which SS&D intends to rely in the presentation of its case or for purposes of cross examination at the evidentiary hearing before the Special Board of the N.R.C.

9. Name each witness SS&D intends to call at the evidentiary hearing before the Special Board of the N.R.C.

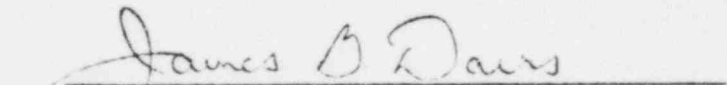
10. Identify each document originating from SS&D and directed to the City in the period January 1, 1965, to the present which SS&D claims served to disclose to the City its potential conflict of interest in representing both the City and CEI.

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S E R V I C E

I hereby certify that on July 30, 1976, I caused the foregoing Interrogatories to be hand delivered to the Offices of Michael Gallagher, 630 Bulkley Building, Cleveland, Ohio, Attorney for Squire, Sanders & Dempsey. The remaining parties listed on the attachment hereto were served this 30th day of July 1976, by depositing copies thereof in the United States Mail, First Class or Air Mail, Postage Pre-Paid or by hand delivery.



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One of the Attorneys for
The City of Cleveland

ATTACHMENT

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