

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)	Docket Nos. 50-346A
Company)	50-500A
(Davis-Besse Nuclear Power Station,)	50-501A
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))	

PROPOSED MINUTES OF CONFERENCE CALL
OF JULY 16, 1976

On Friday, July 16, 1976, Chairman Rigler initiated a conference call with Mr. Reynolds, Mr. Zahler, Mr. Lessy, Mr. Hjelmfelt and Ms. Urban.

Chairman Rigler stated that the objections of the Department and the City to Applicant's Exhibits for identification 278-283 (CEI), the City's request to reopen discovery, and "several inaccuracies" in Ms. Coll's transcription (Applicant's Exhibit 281-2) of the tape (Applicant's Exhibit 283) of the March 5, 1974, meeting would necessitate another hearing session. The Chariman requested that the City make Mr. Kudukis available for the hearing midmorning either Tuesday, July 20,

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1976, or Thursday, July 22, 1976. The Department and the Staff had no objection to either date. The City had no objection to the proposed dates except insofar as Mr. Kudukis' schedule might conflict. Mr. Reynolds preferred the Tuesday proposal. As the Department and the Staff maintained their records in this matter at the Willste Building, the parties agreed to meet with the Board at 11:00 a.m. on July 20, 1976, at the Willste Building.

The Chairman indicated that the Board would consider the City's motion to reopen discovery at Tuesday's meeting, but was undecided as to whether the Board would entertain discussion on this motion. Referring to the Department's letter of July 15, 1976, objecting to Applicant's proposed exhibits 278-283 (CEI), Chairman Rigler asked Ms. Urban to explain how the Department would be prejudiced by the admission of this evidence. Ms. Urban's response cited the unforeseeable and recent nature of the Applicant's evidence and the time constraints of the briefing schedule as preventing the formulation of an adequate response to the Applicant's charge embodied in the evidence. The Chairman asked that the Department treat this question at Tuesday's hearing. In response to a question by Mr. Hjelmfelt, the Chairman stated that the Board had not decided whether the objections to Applicant's proposed exhibits would be sustained, of, if sustained, whether in whole or in part.

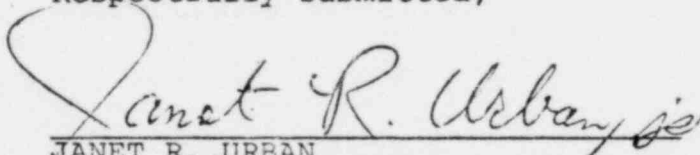
Mr. Reynolds stated that he would not have time to file a response to the City's motions of July 15, 1976, by the Tuesday hearing. The Chairman felt that the issues were sufficiently narrow so as to make unnecessary lengthy responses by the parties to motions in this area.

Ms. Urban requested that copies of all future hand delivered pleadings and correspondence be delivered to the office at the Willste Building.

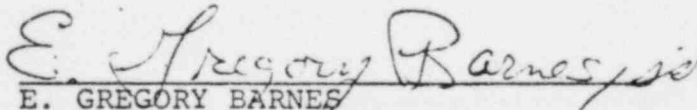
The Chairman requested that Mr. Hjelmfelt bring a tape playback machine to the hearing, to which Mr. Hjelmfelt assented.

Mr. Reynolds indicated that Mr. Buchmann and the CEI people might present a scheduling problem with respect to Tuesday's hearing. The Chairman suggested that Mr. Reynolds contact him as soon as possible with respect to the feasibility of the scheduled hearing time. The other parties are to assume that the Board will meet Tuesday as agreed unless informed otherwise by the Chairman.

Respectfully submitted,



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July 20, 1976

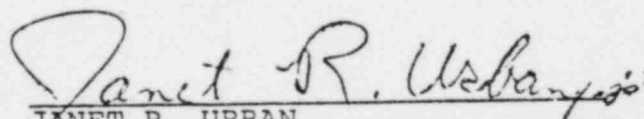
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Company, et al.)	50-441A
(Perry Nuclear Power Plant,)	
Units 1 and 2))	

CERTIFICATE OF SERVICE

I hereby certify that copies of PROPOSED MINUTES OF CONFERENCE CALL OF JULY 16, 1976 have been served upon all of the parties listed on the attachment hereto by deposit in the United States mail, first class or airmail this 20th day of July 1976.


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