

UNITED STATES OF AMERICA

ATOMIC ENERGY COMMISSION

In the Matter of	)	
	)	
Consumers Power Company	)	Docket Nos. 50-329A
	)	50-330A
Midland Plant (Units 1 and 2)	)	
	)	

MOTION FOR AN EXTENSION OF TIME TO  
RESPOND TO SECOND ROUND OF INTER-  
ROGATORIES AND DOCUMENT REQUESTS  
DIRECTED TO INTERVENING PARTIES

Pursuant to Section 2.711 of the Commission's Rules of Practice, 10 C.F.R. Part 2, Intervenor<sup>\*/</sup> request a 30-day extension of time in which to respond to the Second Round of Interrogatories and Document Requests dated July 6, 1973, and containing an answer date of August 6, 1973. In support of the motion, Intervenor<sup>s</sup> state as follows:

1. During the past three weeks, an inordinate

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<sup>\*/</sup> Coldwater, Grand Haven, Holland, Traverse City and Zeeland; the Michigan Municipal Electric Association, the Wolverine Electric Cooperative and the Northern Michigan Electric Cooperative (plus seven distribution cooperatives served by Wolverine and Northern Michigan).

amount of time has been required to fulfill comprehensive document requests and responses to interrogatories from 21 municipal non-parties who were under a subpoena to respond by July 20, 1973. The coordination of supplying this extensive amount of information has required nearly full time of counsel.

2. The second-round in question requires greater specificity in responding and a correspondingly longer time to supply the answers and compile the information. We have been informed by the intervening parties involved that they cannot possibly meet the date of August 6, 1973.

3. The request comes at a time when traditionally persons are out of the office on vacations. Some have been out since the requests have been filed and others have long standing plans to leave during the period in question. In many instances, the only person who can respond to the questions would not be available.

4. We have been informed by counsel for Consumers Power Company of their intention to take depositions of several of the managers of the party systems during the month of August. While we expect to cooperate fully in providing

a workable schedule so that all parties can be accommodated, this places an additional burden upon responding to the second round by August 6. In addition, where the person being deposed is knowledgeable, the interrogatories directed to that system could be answered on the record. This would considerably lessen the burden of preparing written responses and relieve an already extensive amount of paper to be exchanged.

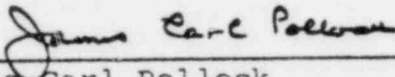
5. The proposed date of September 6, 1973 would not necessarily delay the hearing as it is presently scheduled, and does not extend the outer boundaries for completion of discovery established by the Board. In this respect, counsel for Applicant has scheduled tentative dates for deposing witnesses in Michigan through August 31, 1973, and an additional six days would not impose a formidable hardship in coordinating the information to be adduced.

6. Intervenors would make a good faith effort to supply all the documents and responses during the period in question and these materials would be furnished to Consumers Power Company as soon as possible. This would mean that in some instances the requests might very well be completed

in advance of the proposed date of September 6, 1973.

WHEREFORE, for the foregoing reasons, the Intervenor respectfully request that the Board grant them a 30-day extension of time for responding to the Consumers Power Second Round of Document Requests and Interrogatories, which would make September 6, 1973 the due date for responses.

Respectfully submitted,

  
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James Carl Pollock

One of the attorneys for the Cities of Coldwater, Grand Haven, Holland, Traverse City and Zeeland; the Michigan Municipal Electric Association, the Wolverine Electric Cooperative and the Northern Michigan Electric Cooperative (plus seven distribution cooperatives served by Wolverine and Northern Michigan).

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CERTIFICATE OF SERVICE

I hereby certify that the Motion for an Extension of Time to Respond to Second Round of Interrogatories and Document Requests Directed to Intervening Parties in the above-captioned matter was served upon the following by deposit in the United States mail, first class or air mail, this 27th day of July, 1973.

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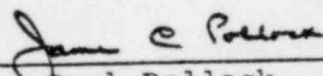
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