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BEFORE THE
UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

In the Matter of)

CONSUMERS POWER COMPANY)
(Midland Plant, Units 1 and 2))
_____)

3-3-71.
Docket Nos. 50-329
50-330

MOTION OF ENVIRONMENTAL DEFENSE FUND, INC.
AND SAGINAW VALLEY NUCLEAR STUDY GROUP, ET AL. 1/
FOR DETERMINATION OF ENVIRONMENTAL ISSUES

Intervenors, Environmental Defense Fund, Inc. and Saginaw Valley,
et al. hereby request that this Board determine that:

1) This hearing will include consideration of all aspects of the environmental impact of Midland Nuclear Power Plant Units 1 and 2 prior to issuance of an initial decision for a permit to construct the plant as required by law.

2) The Board will fully explore all environmental issues related to the Midland Plant regardless of whether these issues are raised by intervenors and regardless of whether the applicant has submitted certificates of compliance with state, regional or federal environmental standards or requirements and in connection with such exploration the applicant, the staff or any intervenor supporting the application have the burden of proof.

1/ Insofar as Saginaw Valley, et al. are concerned this motion and supporting authority is in addition to the Motions of Saginaw Valley filed herein on December 1, 1970 dealing with environmental matters. (See Motions of Saginaw Valley, et al. Nos. 3-1(a), (b); 3-2; 3-3; 4; 5; 6.)

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3) Upon granting of this Motion the Board will allow all intervenors a reasonable period of time following the receipt of the Detailed Environmental Statement to permit full pre-hearing discovery.

Respectfully submitted,

Berlin, Roisman and Kessler
Counsel for Intervenor
Environmental Defense Fund

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Sierra Club
United Auto Workers of America
Trout Unlimited
West Michigan Environmental Action
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Environmental Law Society of the
University of Michigan Law Students

Dated: March 3, 1971