

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
CONSUMERS POWER COMPANY) Docket Nos. 50-329
) 50-330
Midland Plant,)
Units 1 and 2) (Remand Proceeding)

NOTICE OF EVIDENTIARY HEARING
(June 12, 1979)

PLEASE TAKE NOTICE that pursuant to the provisions of the Prehearing Conference Order entered in this proceeding on May 3, 1979, an evidentiary hearing will be held on July 2-27, 1979 at the U. S. Nuclear Regulatory Commission Hearing Room; located at 4350 East/West Highway, Bethesda, Maryland 20014, 5th Floor; commencing at 9:00 a.m., local time.

As set forth in our Prehearing Conference Order of May 3, 1979, the following issues will be the subject of the evidentiary hearing:

Issue No. 1

Whether there was an attempt by parties or attorneys to prevent full disclosure of, or to withhold relevant factual information from the Licensing Board in the suspension hearings (ALAB-458, 7 NRC 155, 172, fn. 64, 177, fn. 87).

Issue No. 2

Whether there was a failure to make affirmative full disclosure on the record of the material facts relating to Dow's intentions concerning performance of its contract with Consumers.

8006270 472

Issue No. 3

Whether there was an attempt to present misleading testimony to the Licensing Board concerning Dow's intentions.

Issue No. 4

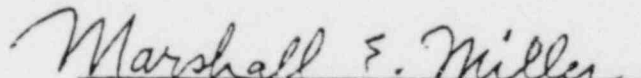
Whether any of the parties or attorneys attempted to mislead the Licensing Board concerning the preparation or presentation of the Temple testimony.

Issue No. 5

What sanctions, if any, should be imposed as a result of affirmative finds on any of the above issues.

It is so ordered.

FOR THE ATOMIC SAFETY AND
LICENSING BOARD


Marshall E. Miller, Chairman

Dated at Bethesda, Maryland
this 12th day of June 1979.