

RELAT^{ED} CORRESPONDENCE

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Richard K. Hoefling, Esq.
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U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

50-329/330
Consumers Power Company
(Midland Plant)
Suspension Hearing

Dear Mr. Hoefling:

Please be sure to serve Dr. Timm as well as myself with any Gunderson testimony. Please also be prepared to file a Motion with the Gunderson testimony since we will object to any more filing of Staff papers with the sole intent of shoring up a sagging case for the utility.

Let me put the Regulatory Staff on notice of a letter dated April 22, 1977 from Mr. Renfrow to the Board which shows that the quality assurance and quality control at the Midland site is so far below adequate standards that the Midland plant is probably best dubbed an accident under construction.

Quality assurance and quality control are supposed to be the first line of defense at the Commission---rather because of lax enforcement, it has become the last avenue of inquiry. As a prelude to my reopening the entire question of quality assurance and quality control before the Midland hearing, I ask whether the Regulatory Staff is going to do anything about the constant problems of construction at the Midland site.

By carbon copy of this letter, I am informing the Board that absent effective action by the Commission, concerning these quality assurance problems, Intervenor will once again take up the task of regulating nuclear power and will bring the matter to issue.

The Regulatory Staff cannot claim with injured innocence or sincerity in regulation unless action is attached to those lofty platitudes.

Sincerely,

G Myron Cherry
Myron M. Cherry

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cc: Atomic Safety & Licensing
Board Panel
Service List