



DOCKET NUMBER
PROD. & UTIL. FAC. 50-329,330

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December 3, 1971

Hon. Arthur W. Murphy, Chairman
Atomic Safety and Licensing Board
Columbia University School of Law
Box 38, 435 West 116th Street
New York, N.Y. 10027

THIS DOCUMENT CONTAINS
POOR QUALITY PAGES

Re: In the Matter of Consumers Power Company
Midland Plant, Units 1 and 2
Docket Nos. 50-329 and 50-330

Dear Professor Murphy:

Mapleton intervenors opposes the proposed draft order with respect to environmental procedural matters, submitted with letter to you of November 24, 1971 by Dow counsel.

Refinement of Environmental Issues

We adhere to the position taken at the November 23, 1971 conference.

Neither applicant nor Dow has made any showing of need to refine the contested environmental issues in this proceeding at this time.

Nor have they shown that refining the environmental issues at this time will actually make it possible to accelerate their disposition, absent the filing of Staff's detailed environmental statement.

Mapleton's pleading is a sufficient statement of its environmental contentions and fairly apprises applicant and Dow of the nature of the controversy.

Further specificity of environmental issues will be provided when Mapleton serves its testimony, and adversaries will have a reasonable opportunity to answer such proofs.

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Discovery

The fixing of dates for filing detailed discovery motions should await the submission of Staff's detailed environmental statement.

Mapleton requests (and this may be deemed a motion to such effect) that it be furnished with all documents which were consulted or relied on by applicant and Staff in preparing their environmental submissions.

Respectfully submitted
REILLY, LIKE & SCHNEIDER

Irving Like

IL:mc

copy to:
ASLB members
Secretary
All counsel of record