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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



In the Matter of
DAIRYLAND POWER COOPERATIVE
(La Crosse Boiling Water Reactor)

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Docket No. 50-409

MOTION
FOR DISQUALIFICATION OF THE ATOMIC SAFETY AND LICENSING
BOARD CONSISTING OF CHARLES BECHHOEFER, GEORGE ANDERSON,
AND RALPH DECKER, IN ORDER TO SHOW CAUSE PROCEEDINGS RE-
LATING TO THE LIQUEFACTION ISSUE INVOLVING LACBWR

I.

WHEREAS, that during the Atomic Safety and Licensing Board hearings of October, 1979, concerning the expansion of spent fuel storage capacity at the La Crosse Boiling Water Reactor, owned by Dairyland Power Cooperative and located at Genoa, Wisconsin, in the County of Vernon, the Atomic Safety and Licensing Board consisting of Charles Bechhoefer, George Anderson, and Ralph Decker, did fail to take into their collection of evidence the largest monetary item of evidence, namely, Three Mile Island-Unit II accident related costs,

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II.

WHEREAS, that during their post-October 1979 hearing deliberations, the Atomic Safety and Licensing Board consisting of Charles Eechhoefer, George Anderson, and Ralph Decker, (hereafter referred to as "the Board"), failed to note changing regulatory conditions for the nuclear industry, and specifically LACEMR,

III.

WHEREAS, that during the ASLB hearings of October 1979, in La Crosse, Wisconsin, the Board refused to consider an alternative design concept proposal to convert the LACEMR reactor vessel to a spent fuel storage vessel, and refused to hear reasons that spent fuel storage within the reactor vessel would be safer, and could be more economical for area residents,

IV.

WHEREAS, the Board did not reopen evidentiary hearings to gather further evidence, or delay its decision until more was known regarding Three Mile Island-Unit II accident related retrofit costs,

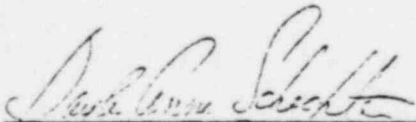
V.

WHEREAS, the actions of the Board have caused a complete and total loss-of-faith in the Board's ability to consider evidence and render a decision that is in the public interest as specified in the Atomic Energy Act of 1954,

WHEREFORE, I, Frederick Milton Olsen III, do make this Motion To Disqualify the Atomic Safety and Licensing Board consisting of Charles Bechhoefer, George Anderson, and Ralph Decker, from proceedings in the case of the 25 February 1980 Order to Show Cause sent to Dairyland Power Cooperative concerning the liquefaction of site earth at their La Crosse Boiling Water Reactor.


Frederick Milton Olsen III, moving party

Subscribed and sworn to before me this
17th day of August, 1980.



Notary Public

My commission is permanent.