

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



IN THE MATTER OF:)

NUCLEAR ENGINEERING COMPANY,)
Sheffield Illinois ^{Low} Level)
Radioactive Waste Disposal Site)

Docket No. 27-39 SC

STIPULATION

It is hereby stipulated by and between Intervenor, State of Illinois, and Applicant, Nuclear Engineering Company that:

1. Pursuant to Board Order dated October 21, 1980, State of Illinois will continue all currently scheduled depositions directed against Nuclear Engineering Company and the current and former officers, agents, and employees thereof until after the completion of written or documentary discovery. Nuclear Engineering Company does not waive any of its previously filed objections to said depositions.

2. State of Illinois has until November 18, 1980 to file its ^{answer} ~~response~~ to Nuclear Engineering Company's Requests for Admissions, Interrogatories and Request for Production of Documents to the State of Illinois *on items 2(a) + 2(b) only.*

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Nov. 3, 1980

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RELATED CORRESPONDENCE

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In the Matter of
Nuclear Engineering Company, Inc.
(Sheffield, Illinois Low-Level
Radioactive Waste Disposal Site)
Docket No. 27-39



Dear Mr. Anspach:

On October 28, 1980, you telephoned me concerning Items 2(a) and 2(b) of Nuclear Engineering Company's ("NECO") Request for Admissions, Interrogatories and Request for Production of Documents to the State of Illinois. You stated that the State's financial people were having trouble with the State's records as to the sums of money paid to it by NECO and the disposition of those funds. You requested my consent to delaying the answers to these two Items until November 18, 1980.

In the circumstances, I indicated that we would not object to the delay as to these two items. However, today I received your proposed unsigned Stipulation which on its face appears to cover all discovery addressed to the State by NECO. You did not discuss any items with me other than 2(a) and 2(b) as set forth above. Moreover, we have every wish to bring this proceeding to a speedy conclusion and could not agree to setting aside the date in the Board's Order on discovery generally. Accordingly, I have revised your proposed Stipulation to reflect its limits.

Your Stipulation refers to deferring depositions. As I advised you on the telephone, I do not consider this necessary because the Board's Order of October 21, 1980 made

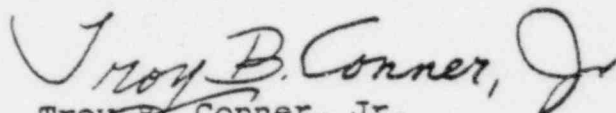
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Kenneth Anspach, Esquire
November 3, 1980
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clear that any proper depositions were not to be taken at this point.

I am returning the corrected Stipulation.

Yours truly,


Troy B. Conner, Jr.
Counsel for NECO

TBC/mwm

Enclosure

cc: Service List