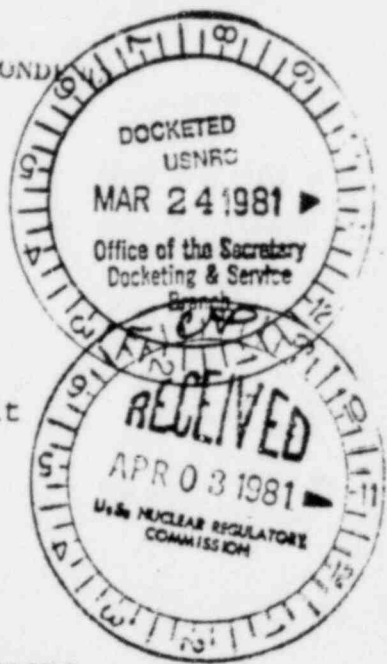


3/20/81

RELATED CORRESPONDENCE

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of
NORTHERN INDIANA PUBLIC
SERVICE COMPANY
(Bailly Generating Station,
Nuclear-1)

)
)
)
)
)

Docket No. 50-367
(Construction Permit
Extension)

MOTION FOR ORDER UNDER 10 CFR §2.740(e)(3)

Porter County Chapter Intervenors, by their attorneys,
hereby move the Board to enter an order, pursuant to 10 CFR
§2.740(e)(3), which imposes on NIPSCO and the NRC staff the duty
to supplement all discovery responses, as more fully set forth
below.

An order imposing a duty on NIPSCO and the staff to supplement
discovery responses is particularly appropriate in this proceeding
because the operative facts are in a constant state of flux
(see Porter County Chapter Intervenors' Motion to Suspend Liti-
gation Proceedings, filed November 13, 1980), and because, by
the time of the hearing, discovery responses will have been made
many months earlier, some as long ago as September 1980. No
party will be harmed or prejudiced by such an order, and its
entry will obviate a continuing need to request the updating of
each discovery response.

8104060682

DS03
30/1

G

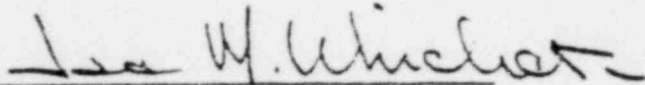
Porter County Chapter Intervenors further request that the order sought by this motion be made applicable to discovery responses which have already been made, and to all future discovery responses, by NIPSCO and the staff. The order should specify a time for discovery responses to be supplemented. Porter County Chapter Intervenors suggest that a reasonable time would be within 30 days of the existence or discovery of the supplementary document or information.

Dated: March 20, 1981

Respectfully submitted,

Robert J. Vollen
Jane M. Whicher

By:



Jane M. Whicher

Attorneys for Porter County
Chapter Intervenors

Robert J. Vollen
Jane M. Whicher
c/o BPI
109 North Dearborn
Suite 1300
Chicago, Illinois 60602

(312) 641-5570

RELATED CORRESPONDENCE

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)

NORTHERN INDIANA PUBLIC)
SERVICE COMPANY)
(Bailly Generating Station,)
Nuclear-1))

Docket No. 50-367
(Construction Permit
Extension)

CERTIFICATE OF SERVICE

I hereby certify I served copies of the following documents:

Porter County Chapter Intervenors' Third Request to
NIPSCO for Production of Documents;

Porter County Chapter Intervenors' First Set of
Interrogatories to NIPSCO; and

Motion for Order Under 10 CFR §2.740(e)(3)

on the persons on the attached Service List by causing them to
be deposited in the U.S. mail, first class postage prepaid,
on this 20th day of March 1981.

Robert J. Vollen
Jane M. Whicher

By: Jane M. Whicher
Jane M Whicher

Robert J. Vollen
Jane M. Whicher
109 North Dearborn Street
Chicago, Illinois 60602
(312) 641-5570

Attorneys for Porter County
Chapter Intervenors

SERVICE LIST

Herbert Grossman, Esq.
Administrative Judge
Atomic Safety & Licensing
Board Panel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Dr. Robert L. Holzon
Administrative Judge
School of Oceanography
Oregon State University
Corvallis, Oregon 97331

Dr. J. Venn Leeds
Administrative Judge
10807 Atwell
Houston, Texas 77096

Maurice Axelrad, Esq.
Kathleen H. Shea, Esq.
Lowenstein, Newman, Reis,
Axelrad and Toll
1025 Connecticut Ave., N.W.
Washington, D.C. 20036

William H. Eichhorn, Esq.
Eichhorn, Eichhorn & Link
5243 Hohman Avenue
Hammond, Indiana 46320

Diane B. Cohn, Esq.
William P. Schultz, Esq.
Suite 700
2000 P Street, N.W.
Washington, D.C. 20036

Atomic Safety & Licensing
Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Atomic Safety and Licensing
Appeal Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

George & Anna Grabowski
7413 W. 136th Lane
Cedar Lake, Indiana 46303

Dr. George Schultz
807 E. Coolspring Road
Michigan City, Indiana 46360

Richard L. Robbins, Esq.
Lake Michigan Federation
53 W. Jackson Boulevard
Chicago, Illinois 60604

Mr. Mike Olszanski
Mr. Clifford Mezo
Local 1010 - United Steelworkers
of America
3703 Euclid Avenue
East Chicago, Indiana 46312

Steven C. Goldberg, Esq.
Office of the Executive
Legal Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Anne Rapkin, Asst. Attorney General
John Van Vranken, Environmental
Control Division
188 W. Randolph - Suite 2315
Chicago, Illinois 60601

Docketing & Service Section
Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Stephen Laudig, Esq.
21010 Cumberland Road
Noblesville, Indiana 46060