

March 4, 1981

Director, Office of Administration  
United States Nuclear Regulatory Commission  
Washington, D.C. 20555

FREEDOM OF INFORMATION  
ACT REQUEST

FOIA-81-91  
Rec'd 3-10-81

Dear Sir:

Pursuant to Part 9, 10 CFR, I am filing the following  
Freedom of Information Act request.

Please send me the following documents from Docket No.  
50-358, Cincinnati Gas & Electric Co. et al. (Zimmer  
Nuclear Power Station):

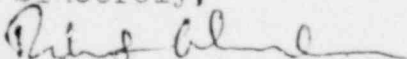
- 1) The order of June 13, 1979 in which the Licensing Board partially approved intervenor's requests for representation by a non-attorney.
- 2) Any and all documents, correspondence, or communications filed by any of the parties prior to June 13, 1979 that pertain to that order of June 13, 1979. That is, those filings pertinent and leading up to that order.

To put a ceiling on my costs, I impose on you the following limits: For #1 above, I only request up to the first ten (10) pages and no more. For #2 above, I only wish to receive the first twenty-five(25) pages that you uncover.

I agree to pay the standard charges for the production of these records. It is my understanding that there is a two dollar(\$2) minimum charge and that pages are eight(8¢) cents each.

Thank you very much.

Sincerely,



Robert Alexander  
4327 Alconbury #3  
Houston, TX 77021

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
The Cincinnati Gas & Electric )  
Company, et al. ) Docket No. 50-358  
(Wm. H. Zimmer Nuclear Power )  
Station) )

MOTION TO ALLOW NON-ATTORNEY MEMBERS OF  
INTERVENOR MIAMI VALLEY POWER PROJECT TO  
APPEAR AT AND PARTICIPANTE IN LICENSING  
PROCEEDINGS

Intervenor Miami Valley Power Project (MVPP) moves the Atomic Safety  
and Licensing Board for permission to allow the following non-attorney  
members of MVPP to appear at and participate in the licensing hearings:

Marilyn Bossman, 2325 Victor Street, Cincinnati, Ohio,  
45219, (513) 421-1024;

Tusar Desai, 3140 Harvey Ave, Childrens Psychiatric  
Center, Cincinnati, Ohio 45229, (513) 751-8683;

Guy Maluda, 2652 Bellvue, Cincinnati, Ohio, 45219,  
(513) 221-0007;

Tan McDonald, 145 W. McMillan, Cincinnati, Ohio,  
45219, (513) 281-3375;

Saul Rigberg, 536 Howell Street, Cincinnati, Ohio,  
45220, (513) 221-2799;

Harriet Applegate, 3948 Spencer, Norwood, Ohio,  
45212, (513) 631-3405

Ron Applegate, 3948 Spencer, Cincinnati, Ohio 45212,  
(513) 631-3405.

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PDR

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Said motion is made in consideration of 10 C.F.R. section 2.713 (a) which allows a party to be represented by itself (its members in the case of an organization) or by an attorney. MVPP makes said motion because its members, including the attorneys, are providing volunteer time. Thus it will be impossible due to work schedules, for members, including attorneys to be present at all times during the prehearing conference and hearings. The above names individuals and the three attorneys, Mr. James Feldman, Mr. Steven Shane, and the undersigned are all familiar with the contentions raised by MVPP and have been working on them. Thus no unnecessary confusion would result from the granting of this motion. However, to deny the motion would place a great hardship on MVPP, a volunteer citizens organization working without any substantial funding. The motion should be granted for the above stated reasons.

Dated May 16, 1979

Respectfully submitted,

Leah S. Kosik

Leah S. Kosik  
Attorney for MVPP

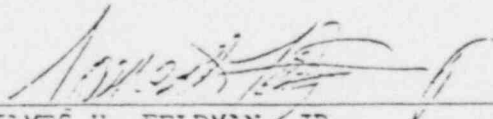
UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION



IN THE MATTER OF: :  
CINCINNATI GAS AND ELECTRIC et al. : DOCKET NO. 50-358  
(William H. Sinner Nuclear Station) :  
:

NOTICE OF APPEARANCE

This is to give notice that James H. Feldman, Jr., 216 East Ninth Street, Cincinnati, Ohio 45202, (513) 621-6151, will appear as counsel for Intervenor Miami Valley Power Project, P.O. Box 252, Dayton, Ohio 45401. James H. Feldman, Jr. is an attorney at law in good standing admitted and practice before the Supreme Court of Ohio, the United States District Court, Southern District of Ohio, and the United States District Court, Eastern District of Kentucky.

  
\_\_\_\_\_  
JAMES H. FELDMAN, JR.  
216 East Ninth Street  
Cincinnati, Ohio 45202  
(513) 621-6151

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION



IN THE MATTER OF:

CINCINNATI GAS & ELECTRIC COMPANY, et al.  
(WILLIAM H. ZIMMER NUCLEAR POWER STATION)

DOCKET NO. 50-358

NOTICE OF APPEARANCE

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The undersigned hereby gives notice that he is entering his appearance as attorney for the Miami Valley Power Project, Box 252, Dayton, Ohio 45401.

Further, the undersigned represents that he is an attorney in good standing, admitted to practice before the Supreme Court of Ohio and that his address is: SUITE 202, GWYNNE BUILDING, 602 MAIN STREET, CINCINNATI, OHIO 45202.

Respectfully submitted by:

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STEVEN C. SHANE  
TRIAL ATTORNEY FOR:  
MIAMI VALLEY POWER PROJECT  
SHANE & REBEL  
SUITE 202, GWYNNE BUILDING  
602 MAIN STREET  
CINCINNATI, OHIO 45202  
PHONE - 241-4030

CERTIFICATE OF SERVICE

I hereby certify that copies of the Motion To Allow Non-Attorney Members to Participate, Notice of Appearance of James Feldman, and Notice of Appearance of Steve Shane have been sent to the following parties by ordinary U.S. mail on the 15<sup>th</sup> day of May, 1979.

Charles Bechhoefer, Esq.  
Chairman, Atomic Safety  
and Licensing Board  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

Dr. Frank F. Hooper, Member  
Atomic Safety and Licensing Board  
School of Natural Resources  
University of Michigan  
Ann Arbor, Michigan 48109

Mr. Glenn O. Bright, Member  
Atomic Safety and Licensing Board  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

Richard S. Salzman, Esq.  
Chairman, Atomic Safety and  
Licensing Appeal Board  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

Dr. Lawrence R. Quarles  
Atomic Safety and Licensing  
Appeal Board  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

Michael C. Farrar, Esq  
Atomic Safety and Licensing  
Appeal Board  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

Chairman, Atomic Safety and Licensing Board  
Panel  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

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

Stephen M. Sohinki, Esq.  
Counsel for the NRC Staff  
Office of the Executive  
Legal Director  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

William J. Moran, Esq.  
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Cincinnati Gas and Electric Company  
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Cincinnati, Ohio 45201

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Company  
Conners, Moore & Corber  
Suite 1050  
1747 Pennsylvania Avenue  
Washington, D.C. 20006

Mr. Chase R. Stephens  
Docketing and Service Section  
Office of the Secretary  
US Nuclear Regulatory Commission  
Washington, D.C. 20555

William Peter Heile, Esq  
Assistant City Solicitor  
City of Cincinnati  
Box 214  
Cincinnati, Ohio 45202

John D. Woliver, Esq  
Clermont County Community Council  
Box 181  
Batavia, Ohio 45103



*Leah S. Kosik*

Leah S. Kosik

NRC PUBLIC DOCUMENT ROOM

NUCLEAR REGULATORY COMMISSION

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IN THE MATTER OF:

CINCINNATI GAS AND ELECTRIC COMPANY, ET AL.

(William H. Zimmer Nuclear Power Plant,  
Unit No. 1)

Place - Cincinnati, Ohio

Date - 21 May 1979

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
 )  
The Cincinnati Gas & Electric )  
Company, et al. )  
 )  
(William H. Zimmer Nuclear Power )  
Station) )

NOTICE OF APPEARANCE

Notice is hereby given that the undersigned attorney herewith enters an appearance on behalf of the Applicant in the captioned matter. In accordance with §2.713, 10 CFR Part 2, the following information is provided:

Name	- Robert M. Rader
Address	- Conner, Moore & Corber 1747 Pennsylvania Avenue, N.W. Suite 1050 Washington, D.C. 20006
Telephone Number	- Area Code 202/833-3500
Admission	- United States Court of Appeals District of Columbia Circuit
Name of Party	- Cincinnati Gas & Electric Company

*Robert M. Rader*

Robert M. Rader

Dated at Washington, District of  
Columbia, this 30th day of May, 1979.

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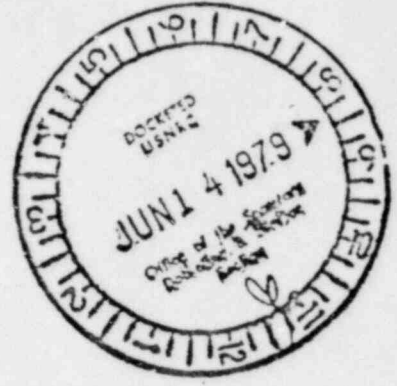
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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION



ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
CINCINNATI GAS & ELECTRIC )  
COMPANY, ET AL. )  
(William H. Zimmer Nuclear Station) )

Docket No. 50-358 OL

MEMORANDUM AND ORDER CONCERNING INTERVENORS'  
REQUESTS TO UTILIZE LAY REPRESENTATIVES  
(June 13, 1979)

By motion dated May 16, 1979, the Miami Valley Power Project (MVPP), an intervenor in this operating license proceeding, requested that certain of its non-attorney members be permitted to appear and represent it during the licensing proceedings. Seven members were designated. MVPP claimed that its attorneys were each working on a volunteer basis and that it would be impossible for them to be present throughout the hearings. It also asserted that the designated members were familiar with MVPP's contentions.

At the prehearing conference on May 21, 1979, we heard oral argument on this matter (Tr. 177-193). During the argument, Dr. Fankhauser made a similar request (Tr. 181), to permit him to represent himself when his attorney is not available. Both the Applicants and NRC Staff opposed the

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