



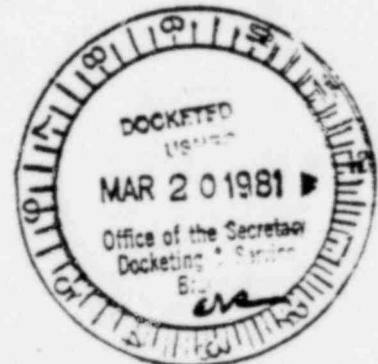
BPI

Business and Professional People for the Public Interest

109 North Dearborn Street, Suite 1300 • Chicago, Illinois 60602 • Telephone: (312) 641-5570



March 13, 1981



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

Re: Northern Indiana Public Service
Company (Bailly Generating
Station, Nuclear-1) Docket No.
50-367 (Construction Permit
Extension)

Dear Bill:

On November 20, 1980, the Licensing Board entered an Order Regarding Discovery in which it ruled on certain aspects of our motions to compel production of documents by NIPSCO, and related motions by NIPSCO for protective orders. The order provided the NIPSCO was to make production of certain documents. As of this date you have not produced any of those documents. Accordingly, please consider this letter our formal request to you that you make production on or before Monday, April 6, 1981. We understand the Board's order to cover production of the following documents:

All documents described in Paragraphs 9, 10, and 11 of Porter County Chapter Intervenor's Second Request to NIPSCO for Production of Documents dated September 18, 1980, as limited by the order (at p. 4) which excepts those not related to the delay in construction; and

All documents in Paragraphs 2, 5, 9, 12, 13 and 24 of

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Porter County Chapter Intervenor's First Request to
NIPSCO for Production of Documents filed on August
21, 1980. */

Should you decline to produce the above-described
documents, or disagree with our understanding of the
documents to be produced, please notify us in writing, so
that we may apply to the Board for an appropriate order.

Very truly yours,

Jane M. Whicher

Jane M. Whicher
One of the Attorneys for
Porter County Chapter Intervenor's

JMW:beg

cc: Administrative Judge Herbert Grossman, Esq.
Administrative Judge Robert L. Holton
Administrative Judge J. Venn Leeds
Maurice Axelrad, Esq.
Diane B. Cohn, Esq.
George and Anna Grabowski
George Schultz
Richard L. Robbins, Esq.
Mike Olszanski
Steven C. Goldberg, Esq.
Anne Rapkin, Esq.
Stephen Laudig, Esq.

Atomic Safety and Licensing Board Panel
Atomic Safety and Licensing Appeal Board Panel
Docketing and Service Section

*/ Although the order stated that NIPSCO's objections to the
definition at issue were sustained, it did so "[o]n the
assumption that NIPSCO will include in the documents
'related to' the stated assertions all of its documents
which its representatives believe tend to prove or
disprove those assertions...." (Order p. 6). Thus,
the effect of the ruling was to grant our motions to
compel production of the requested documents.