

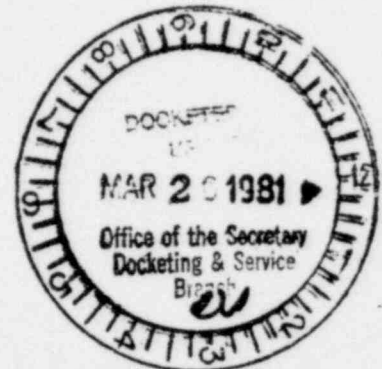


BPI

Business and Professional People for the Public Interest

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March 13, 1981



Mr. Steven C. Goldberg
Counsel for the NRC Regulatory Staff
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

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

Dear Steve:

At the Bailly prehearing conference on March 13, 1980, you indicated that you expected the Staff to complete its evaluation of the NIPSCO's construction permit amendment request, including its position on whether an Environmental Impact Statement (EIS) is required, in June, 1980. In a pleading filed on September 9, 1980, you stated that the Staff would make its EIS determination in early October. On October 30, 1980, by letter to the Licensing Board, you advised that the Staff would prepare an "environmental impact appraisal," and stated that such appraisal would be completed by January 15, 1981. In a letter to the Board dated January 16, 1981, you stated that the Staff had decided to retain a consultant, but no contract for the consultant had been made.

As you know, the Staff EIS position is directly related to our NEPA contentions, on which the Board has not yet ruled. In view of the long delay in the Staff's formulation of its position, together with the fact that the Staff has known for at least two years that it would have to comply with NEPA with regard to NIPSCO's requested amendment, it seems reasonable to request of you a status report on the Staff evaluation, and a commitment to a date

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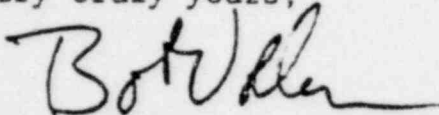
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by which the Staff's position will be formulated and any documents supporting that position will be made available.

Accordingly, we hereby request that you inform us, as well as the Licensing Board and the other parties to this proceeding, of the status of the Staff's review, and the date by which the Staff's position and documents will be finalized.

Very truly yours,



Robert J. Vollen

One of the Attorneys for
Porter County Chapter Intervenors

RJV:beg

cc: Administrative Judge Herbert Grossman, Esq.
Administrative Judge Robert L. Holton
Administrative Judge J. Venn Leeds
Maurice Axelrad, Esq.
William H. Eichhorn, Esq.
Diane B. Cohn, Esq.
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