

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:
Herbert Grossman, Chairman
Dr. Robert L. Holton
Dr. J. Venn Leeds



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In the Matter of:

NORTHERN INDIANA PUBLIC
SERVICE COMPANY

(Bailly Generating Station,
Nuclear-1)

Docket No. 50-367
(Construction Permit
Extension)

August 4, 1981



ORDER
(Summarizing Actions Taken at
Conference Call of August 3, 1981)

At the Board's request, a conference call was held at 11:00 a.m. eastern time on August 3, 1981 to discuss discovery matters. All Board members were present and all parties except the Grabowskis were present or represented by counsel. The Board set the following schedule and took the following actions:

1. Set August 10, 1981 as the date by which all notices of deposition must be filed with regard to admitted contentions, except as to new matters raised in the Staff's environmental issuances of July 17, 1981;
2. Set August 11, 1981 as the deadline for all new discovery arising from the Staff's environmental issuances of July 17, 1981 within the scope of admitted contentions;
3. Set August 28, 1981, as the deadline for intervenors to file revised contentions or rest upon their original contentions not yet acted on by the Board with regard to environmental issues, together with

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statements containing whatever support they have for the Board's admitting those contentions.

4. Reaffirmed August 28, 1981, as the date by which discovery responses are to be "updated," which the Board means as requiring a review of all previous responses and a re-answering, providing any information which has developed or been discovered by the date of updating.

5. Required the filing of notices of deposition containing the information required by 10 CFR §2.740a(a) and a showing of the general relevance of the testimony sought as a prerequisite to the Board's granting applications for subpoenas.

6. Set September 30, 1981, as the deadline for the taking of the depositions noticed within the deadlines memorialized in paragraphs 1 and 2, above.

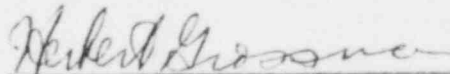
7. Ordered the Staff to answer the interrogatories propounded by intervenors to which Staff has interposed no objection.

8. Indicated that the parties could continue specific discovery beyond an established deadline by leave of the Board upon motion showing good cause for the Board's waiving the deadline with regard to the specific discovery sought. Also indicated that the Board would permit discovery to be scheduled beyond a deadline if a delay is occasioned by the Board's not acting expeditiously on contested discovery.

9. Indicated that none of the actions taken relate to the short pilings issue not yet officially before the Board pending action by the Commission.

By Order of the Board.

FOR THE ATOMIC SAFETY AND
LICENSING BOARD


Herbert Grossman, Chairman
ADMINISTRATIVE JUDGE

Dated at Bethesda, Maryland
this 4th day of August 1981.