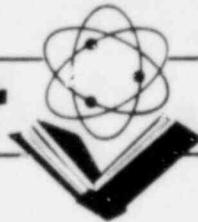


the nuclear law center



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Mr. William Cormier, Esq.
Office of Administrative
Vice Chancellor
405 Hilgard Avenue
Los Angeles, California 90024



October 12, 1981

Glenn R. Woods, Esq.
Christine Helwick, Esq.
Counsel for Regents
590 University Hall
2200 University Avenue
Berkeley, CA 94720

In the Matter of the
Regents of the University of California
(UCLA Research Reactor)
Docket No. 50-142
(Proposed Renewal of Facility License)



RE: October 16, 1981 DISCOVERY CONFERENCE

Dear Ms. Helwick and Messrs. Woods and Cormier:

This is to confirm the appointment set for Friday, October 16, from 11:30 a.m. to 3:00 p.m. at which representatives of the Applicant and the Intervenor in the above-captioned matter will meet and confer as to all outstanding discovery disputes extant between the two parties, as per Board Orders of August 24 and September 9, 1981.

As Applicant provided hospitality for the previous discovery conference of September 17, and since no arrangement has been made for the site of the second session, Intervenor will host it at the offices of the President of the Nuclear Law Center, Ron Sakal, located at 2447 Wilshire Blvd., Suite 409, in Los Angeles.

A proposed agenda is attached. In order to avoid further delays in the proceedings, Intervenor requests that Applicant come prepared to discuss any objections either party may have to discovery requests still outstanding. In particular, Intervenor notes that responses to Intervenor's three production requests of September 3 and 11 are due within a few days; any and all objections to said requests should be raised on the 16th in hopes of resolving them without resort to Motions to Compel and the like.

As noted on the attached agenda, certain documents offered by Applicant for inspection have not to date been produced. Please come prepared to detail whether said documents have now been located and will be produced. In addition, dispute continues regarding production of the 1981 operating log; please be prepared to discuss this matter as well.

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Counsel for Regents/page two
October 12, 1981

Problems appear to continue with regards the serving of copies of all correspondence and other written communication between two parties to the third party. Please come prepared to discuss this matter, in particular with regards written communication between Staff and Applicant as to Applicant's emergency plan, copies of which have apparently not been served on Intervenor.

A copy of the agreements stipulated to at the last meet-and-confer session is included for signature by the appropriate representative of the Applicant. Please come prepared to discuss those matters not resolved at the previous session but which you have indicated willingness to reconsider.

Intervenor is prepared to discuss previous objections Applicant has raised to discovery of its physical security plan. Should the parties fail to reach agreement, Intervenor intends to within the next few weeks, reopen the discovery process on the security contention pursuant to the Board's direction in its Order of July 1. Prior to taking that action, Intervenor announces its willingness to discuss with Applicant its apparent objection to disclosure of its security plan.

Intervenor is prepared to discuss any other outstanding discovery disputes and trusts Applicant will be likewise so disposed.

Please contact Daniel Hirsch at 478-0829 to confirm the October 16 conference or if there are any questions.

Sincerely,



Mark Pollock
Attorney for Intervenor
COMMITTEE TO BRIDGE THE GAP

enclosures: stipulation from 9/17 session
proposed agenda for 10/16 session

cc with enclosures: service list

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of
THE REGENTS OF THE UNIVERSITY
OF CALIFORNIA
(UCLA Research Reactor)

}
Docket No. 50-142
(Proposed Renewal of
Facility License)

STIPULATION

Pursuant to Board Order of August 24, 1981, representatives of the Regents of the University of California (Applicant) and the Committee to Bridge the Gap (Intervenor), parties in the above-captioned matter, met and conferred on September 17, 1981, at the offices of the Applicant, in an attempt to resolve discovery disputes relative to Intervenor's Third Set of Interrogatories, dated June 10, 1981.

At that meeting, Applicant and Intervenor, by their respective attorneys or authorized representatives, stipulated and agreed as follows:

1. Intervenor agrees to withdraw Interrogatories I-27d; II-45; III-12a-m; III-14; V-25; VI-21; VI-35; VI-58; VI-60; VI-61; VII-1; VIII-18; IX-2; IX-9; IX-13; IX-15; XII-40; and XVII-6. Intervenor and Applicant agree that most of the questions withdrawn had been previously answered in the time since initially asked, were redundant, or mooted by other responses.
2. Intervenor agrees to reword, and Applicant agrees to answer as reworded, Interrogatories I-27e, II-43, III-13, and VI-56. The stipulated language is as follows:

I/27e. What does Applicant believe is the accident scenario that would lead to the "largest core damage and fission products release" possible?

II/43 The Daily Bruin of May 22, 1981, quotes UCLA nuclear engineering Professor William Kastenberg as saying that there has been a significant drop in the number of applicants applying to the engineering school's graduate department of nuclear engineering. Is that statement an accurate quote; if not why not?

a. If there has been any drop at all, please indicate the number of applicant applying for all years for which figures are available.

III/13 For answer (c) above, please answer the following questions

- a. Was the scram trip point reached?
- b. Did any "unusual incident", accident or other abnormal occurrence occur as a result of the unlicensed operator(s) running the reactor?
- c. If the answer to (b) is affirmative, please detail precisely what event occurred, how it occurred, and how it was rectified.

VI/56 Please identify any other Cobalt-60 contamination that has occurred at the facility and that may have occurred, by date, description of source of Cobalt-60, and what was contaminated.

3. Applicant agrees, with the exceptions of those Interrogatories withdrawn, as identified in 1 above, and those Interrogatories still in dispute, identified below, to answer fully and completely all other Interrogatories in Intervenor's Third Set, dated June 10, 1981.

4. The following interrogatories remain in dispute: II-2; II-4a; II-5a; II-5b; II-13a; III-12a; VI-49; XII-24; XII-27; XII-30,a-c.

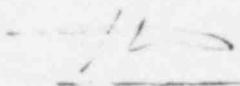
For these interrogatories, Applicant could neither agree to answer nor Intervenor agree to withdraw said interrogatories. However, Applicant agrees to reconsider its objections to the interrogatories listed in 4 above, excepting XII-24, 27, 30,a-c, objections to which were made for asserted physical security reasons which Applicant states it is unable to reconsider. Intervenor agrees to reconsider its objections

to Applicant's objections to the interrogatories listed in 4 above.

Date

Counsel for Applicant

Date



Mark Pollock
Counsel for Intervenor

PROPOSED AGENDA

DISCOVERY CONFERENCE, OCT. 16, 1981

1. agreement to tape-record meeting
2. discussion of outstanding disputes identified in stipulation from previous meeting and signing of said stipulation
3. discussion of Intervenor's and Applicant's objections, if any, to each other's last set of follow-up interrogatories
4. discussion of Intervenor's dispute with adequacy of certain of Applicant's answers to Set One Follow-Up Interrogatories
5. discussion of disputes arising out of Intervenor's September 3 request for inspection of NEL facility
6. discussion of disputes, if any, arising out of Intervenor's September 11 request for production of certain documents; including but not limited to continuing dispute over production of 1981 operating log
7. discussion of any disputes arising out of Intervenor's September 11 request for inspection of NEL facility
8. discussion of documents previously offered for inspection but later reported as missing; including all minutes during the 1960s of the Reactor Hazards Committee; the project planning guide/ building design criteria, and all building drawings for modifications since 1961 for the Boelter Hall complex; operating log #1
9. security plan matters
10. service problems
11. scheduling of responses to outstanding discovery requests and final meet-and-confer session