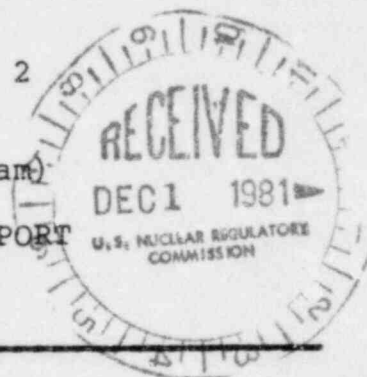


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SECRETARY  
OF LICENSING & SERVICE  
BRANCHUNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSIONBefore the Atomic Safety and Licensing Board

Wisconsin Electric Power Company  
POINT BEACH NUCLEAR PLANT UNITS 1 & 2  
Docket Nos. 50-266 and 50-301  
Operating License Amendment  
(Steam Generator Tube Sleaving Program)  
DECADE'S SECOND DISCOVERY PROGRESS REPORT



Pursuant to the Memorandum and Order of the Atomic Safety and Licensing Board("Board"), dated October 13, 1981, this is to submit Decade's second discovery progress report for the period ending November 22, 1981. At this writing, the Decade has not yet received the transcript of the November 17, 1981 telephone conference, but it will endeavor to be responsive to the Board's request for additional information made at that time to the best of its recollection.

Status of Decade's Prior Discovery Requests

Decade served its first interrogatories upon the Licensee on October 23, 1981. The Licensee responded in a filing dated October 27, 1981. It is the Decade's position that the Licensee's answers are not fully responsive in that, among other things, they only make reference to documents that are a part of the application and are silent as to whether any other documents

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exist. For that reason the Decade filed a motion to compel answer dated October 29, 1981.

At the October 29, 1981, hearing the Board directed that the parties seek to arrive at an informal accomodation of this dispute. In an off-the-record telephone conference with counsel for the Licensee, Mr. Churchill stated that the Licensee had no further information. Based upon a subsequent phone message, it is our understanding that the Licensee will forward a sworn written supplement to its initial answer to the first interrogatories commemerating this assertion. At such time as the supplemental filing is received, we will inform the Board as to whether the dispute has been satisfactorily resolved.

Status of Licensee's Prior Discovery Requests

The Licensee served its first interrogatories on the Decade on November 11, 1981. It is the Decade's position that this set of interrogatories which seek the basis for intervenor's entire case is premature in view of the early stage of this proceeding. Responding to the Licensee's nineteen pages of interrogaties--at this point in time--will require a significant diversion of limited resources to produce information that will shortly be outdated and therefore be of marginal utility to the Licensee. This will also make it more difficult for the Decade to meet other filing requirements.

We apprised the Licensee of this concern during an off-the-record telephone conference and requested that these interrogatories be held in abeyance until after intervenor's discovery is completed. Mr. Churchill declined and stated his insistence that the matters be responded to within the normal 14

day period for answering interrogatories.

Proposed Schedule for Future Discovery

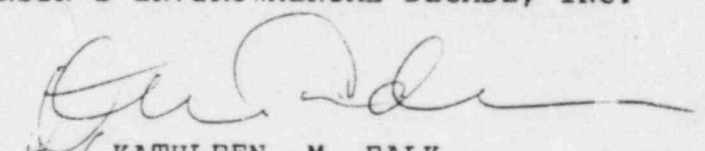
It is our recollection of the November 17, 1981 telephone conference that the Board also seeks suggestions as to the time for future discovery requests.

We would propose that the first round of discovery requests be completed within one week following receipt of Staff's Safety Evaluation Report, and follow-up discovery requests, within one week following receipt of answers to the first round questions.

DATED at Madison, Wisconsin, this 23<sup>rd</sup> day of November, 1981.

WISCONSIN'S ENVIRONMENTAL DECADE, INC.

By

  
KATHLEEN M. FALK  
Director of Legal Affairs

114 North Carroll Street  
Suite 208  
Madison, Wisconsin 53703  
(608) 251-7020

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

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CERTIFICATE OF SERVICE

I certify that true and correct copies of the foregoing document will be served this day by depositing copies of the same in the first class mails, postage pre-paid and correctly addressed, to the following:

Peter B. Bloch, Chairman  
Atomic Safety & Licensing Board  
U. S. Nuclear Regulatory Commission  
Washington, D. C. 20555

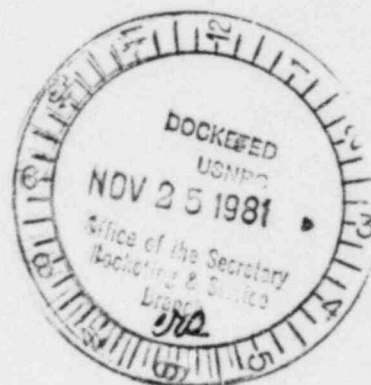
Dr. Hugh C. Paxton  
1229 -41<sup>st</sup> Street  
Los Alamos, New Mexico 87544

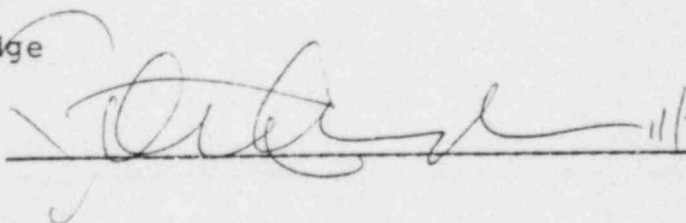
Dr. Jerry R. Kline  
Atomic Safety & Licensing Board  
U. S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Docketing & Service  
U. S. Nuclear Regulatory Commission  
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Mr. Richard Bachmann  
Office of Executive Legal Director  
U. S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Mr. Bruce W. Churchill  
Shaw Pittman Potts and Towbridge  
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Washington, D. C. 20036



 11/23/81