

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

John H. Frye, III, Chairman  
Dr. Frank F. Hooper, Member  
Mr. Stanley Livingston, Member

RELATED CORRESPONDENCE

DOCKETED  
IN NC

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SECRETARY  
OF LICENSING & SERVICE  
BRANCH

In the Matter of  
CINCINNATI GAS AND ELECTRIC CO., et al.  
(Wm. H. Zimmer Nuclear Power Station, Unit 1)

Docket No. 50-358

MOTION FOR RECONSIDERATION IN PART  
OF THE PREHEARING CONFERENCE ORDER OF DECEMBER 3, 1981  
BY THE CITY OF MENTOR

Comes the City of Mentor and requests the Board pursuant to 10 C.F.R. §2.730, to reconsider its prehearing conference order of December 3, 1981 in so far as that order on page 26 appoints counsel for ZAC-ZACK as lead intervenor. The City of Mentor has no objections to counsel for ZAC-ZACK handling all cross-examination and presentation of evidence on those contentions by the City of Mentor which have been consolidated with the contentions of ZAC-ZACK. However, the City of Mentor requests this Board for an order allowing it to proceed on contentions two (2), three (3), four i (4i) and four k (4k), which said contentions have not been consolidated, and are not otherwise similar to the contentions pursued by ZAC-ZACK, independently of ZAC-ZACK.

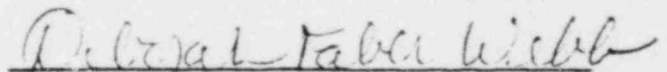
As further grounds for said motion the City of Mentor states that contention two(2) concerns the absence from or lack of written Standard Operating Procedures in the Kentucky and Campbell County Radiological Emergency Plans. ZAC-ZACK has no similar contention. The City of Mentor's contention number three (3) concerns the lack of radiological emergency plans for the State of Indiana. ZAC-ZACK has no similar contention. The City of Mentor's contention number four i (4i) attacks the adequacy of the prompt notification system for Campbell County, Kentucky. Again, ZAC-ZACK has no similar contention. Contention number

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four k (4k) alleges that the water systems for the entire 50 mile emergency planning zone are vulnerable to radiation exposure and that there are no plans or insufficient plans to protect the public from this danger. ZAC-ZACK has not raised this contention or a similar contention.

The City of Mentor further states that at the time of the Board's order the City of Mentor was not represented by counsel. The City of Mentor has now appointed the undersigned, who is licensed and admitted to practice in the State of Kentucky, to pursue, protect and represent the City's interests in so far as those interests are not co-existent with ZAC-ZACK's.



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