

March 15, 1982

Mr. Peter Anderson  
Wisconsin's Environmental Decade  
114 North Carroll St., Suite 208  
Madison, Wisconsin 53703



In the Matter of  
Wisconsin Electric Power Company  
Point Beach Nuclear Plant, Units 1 and 2)  
(Repair to Steam Generator Tubes)  
Docket Nos. 50-266 and 50-301

Dear Mr. Anderson:

This is in response to your letter to me dated March 2, 1982. In that letter you commented on the statement made in the NRC Staff's fifth Discovery Progress Report that the answers Decade provided in your January 18, 1982 letter to the Staff "reveal all of the issues the Intervenor intends to litigate . . . and supply all the bases the Intervenor now has to support the issues." The Staff's interrogatories of December 2, 1981, and the directions given by the Licensing Board in the telephone conference of January 11, 1982 (Tr. at 889), required Decade to identify all of the grounds for the issues it intends to raise which were in its possession on that date. My statement in the Progress Report reflected my understanding that you had so identified all of the bases or grounds in your possession for the issues you seek to litigate. Your assertion that there are "multitudinous matters in the record" which you have not yet "indexed" does not comport with the directions given by the Licensing Board in the telephone conference of January 11, 1982. If you indeed possess additional bases or grounds for the issues you seek to raise which you have not yet identified, you are indicating that you have not responded fully to the Staff's interrogatories nor complied with the Board's directions.

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In addition, you question the statement concerning future discovery. While it is true that additional discovery will be predicated on new information contained in the Staff's Safety Evaluation Report and Environmental Impact Appraisal, this does not preclude the Staff from filing further interrogatories.

Sincerely,

Richard G. Bachmann  
Counsel for NRC Staff

cc: ASLB  
Bruce W. Churchill

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