

April 19, 1982

Certified By JH

DMB



Peter B. Bloch, Chairman  
 Administrative Judge  
 Atomic Safety and Licensing Board  
 U.S. Nuclear Regulatory Commission  
 Washington, DC 20555

Dr. Jerry R. Kline  
 Administrative Judge  
 Atomic Safety and Licensing Board  
 U.S. Nuclear Regulatory Commission  
 Washington, DC 20555

Dr. Hugh C. Paxton  
 Administrative Judge  
 1229 - 41st Street  
 Los Alamos, NM 87544

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

Dear Administrative Judges:

By letter to the Licensing Board dated March 28, 1982, Intervenor Wisconsin's Environmental Decade submitted a "Motion to Compel Licensee's Answer to First Interrogatories Relative to Full-Scale Sleeving." This is to confirm the telephone conversation of April 13, 1982, between Judge Bloch and myself that, since the Motion concerns a discovery dispute between the Intervenor and the Licensee, the Staff does not intend to respond.

In the same letter, the Intervenor requested that the Board permit discovery on the NRC Staff concerning events at the Ginna and Three Mile Island nuclear facilities related to steam generator tube degradation. The Staff contacted Decade to discuss the nature of the discovery contemplated. The Staff also advised Decade that copies of the "NRC Report on the January 25, 1982 Steam Generator Tube Rupture at R. E. Ginna Nuclear Power Plant" (NUREG-0909) were being mailed to the Board and parties.

During a telephone conversation on April 16, 1982, Mr. Peter Anderson of Decade indicated to me that Decade would hold its discovery requests in abeyance, pending receipt and review of NUREG-0909.

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At this time there is no pending discovery against the Staff. Therefore, there is no need for the Board to rule on Decade's request.

Sincerely,

Richard G. Bachmann  
Counsel for NRC Staff

cc: Service List

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