

NRQ PUBLIC DOCUMENT ROOM

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



In the Matter of)
)
PORTLAND GENERAL ELECTRIC)
COMPANY, ET AL.)
)
(Trojan Nuclear Plant))

Docket No. 50-344SP

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ORDER REGARDING CONCLUSION OF
EVIDENTIARY HEARING ON INTERIM OPERATION
(November 6, 1978)

Pursuant to notice (43 Federal Register 48090), an evidentiary hearing on the issue of interim operation of the Trojan nuclear facility was held in Salem, Oregon, October 23-25 and October 30-November 3, 1978.^{1/} All testimony offered by any party to this proceeding was heard by the Licensing Board before the hearing was adjourned, and all exhibits were received and ruled upon.

The Licensee, PGE, presented the testimony of Richard C. Anderson; George Katanics; Theodore E. Johnson; William H. White; Myle J. Holley, Jr.; Boris Bresler; S.R. Christensen; Donald J. Broehle; Bart D. Withers and John Frewing. The State of Oregon offered the testimony of Harold I. Laursen. The Staff presented the testimony of Robert T. Dodds, James E. Knight, Kenneth S. Herring and Charles Trammell, III. All of these

^{1/}A hearing to receive limited appearances, oral or written, was also held in Portland, Oregon, on October 26-27, 1978.

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witnesses were cross-examined by the other parties, and they were interrogated by the Board. The Intervenors participated in cross-examination by counsel or pro se, although they offered no direct testimony.^{2/}

Only one issue was excepted from cross-examination at this evidentiary hearing, on the grounds that the analysis had not been completed and all direct testimony filed 15 days in advance of the session of the hearing at which the testimony was to be presented. This issue relates to the analysis and review by the Licensee of all safety-related components, piping, and systems in the Control-Auxiliary-Fuel Building Complex, to confirm that they are qualified to original FSAR criteria under the new STARDYNE floor response spectra. A further response to the NRC Staff technical questions was prepared by the Bechtel Power Corporation and served by hand on all parties by the Licensee on October 27, 1978. The Staff filed additional questions relating to floor response spectra and equipment qualifications on October 31, 1978. On November 2, 1978, the Licensee filed its response to these additional Staff questions.

On the last day of the evidentiary hearing (November 3, 1978), the Licensee presented testimony regarding this new

^{2/} Nina Bell on behalf of the Consolidated Individual Intervenors offered a written exhibit (Section 6., "Earthquakes", taken from NUREG CR-0-400), which was admitted into evidence.

floor response spectra by the witnesses S.R. Christensen and William H. White. The Board questioned these witnesses extensively on their testimony. All of the other parties elected not to cross-examine on this issue or testimony, because they had not had sufficient time to analyze this evidence or prepare cross-examination. Accordingly, such cross-examination or testimony related thereto will be taken at the conclusion of the evidentiary hearing commencing December 11, 1978. All such direct written testimony shall be filed and served upon the Board and parties at least 15 days prior to December 11, 1978 (November 25, 1978).

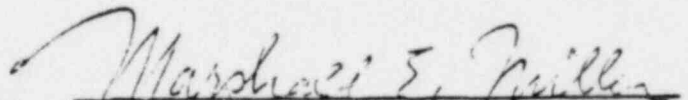
The Staff is granted leave, as requested, to extend time to respond to interrogatories filed by Intervenor Columbia Environmental Council to and including November 10, 1978.

The parties are requested to file proposed findings of fact and conclusions of law on the evidentiary record to date with the Board by November 20, 1978. If the parties can agree to complete the evidence regarding the excepted matter, the new floor response spectra and equipment qualifications, by means of depositions prior to the December 11, 1978 concluding hearing on interim operation, they are granted leave to do so.

PLEASE TAKE NOTICE that the concluding session of the evidentiary hearing concerning interim operation of the Trojan facility will commence on December 11, 1978 at 9:00 a.m., local time, at the State Capitol, Hearing Room A, Court Street, Salem, Oregon 97310.

IT IS SO ORDERED.

FOR THE ATOMIC SAFETY AND
LICENSING BOARD


Marshall E. Miller, Chairman

Dated at Bethesda, Maryland
this 6th day of November 1978.