



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

March 24, 1994

Docket Nos. 50-424-OLA-3
50-425-OLA-3

Board Notification 94- 07

MEMORANDUM FOR: The Chairman
Commissioner Rogers
Commissioner Remick
Commissioner de Planque
Atomic Safety and Licensing Board and All Parties

FROM: Steven A. Varga, Director
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

SUBJECT: NEW INFORMATION POTENTIALLY RELEVANT AND MATERIAL TO BOARD
PROCEEDING IN THE MATTER OF VOGTLE ELECTRIC GENERATING
PLANT, UNITS 1 AND 2

In conformance with the Commission's policy on notification of the Commission and the Licensing Boards of new, relevant, and material information, this memorandum calls attention to the document discussed below.

The Board has pending before it a contention challenging the application of Georgia Power Company (GPC) to authorize Southern Nuclear Operating Company, Inc. (Southern Nuclear), a subsidiary of The Southern Company, to operate Vogtle Electric Generating Plant, Units 1 and 2. One of the issues involves an allegation that GPC made false statements to the NRC about diesel generator testing conducted after the March 20, 1990, Site Area Emergency. On March 18, 1994, the NRC staff received the enclosed document from intervenor Allen L. Mosbaugh that contains allegations related to an allegation previously submitted to the NRC (See Exhibit 4 of Intervenor's Response to GPC's August 23, 1993, Filing for Reconsideration and Certification dated September 3, 1993). The allegation concerns the participants in a telephone call on April 19, 1990, discussing the Licensee Event Report on diesel generator testing, and subsequent remarks and actions by Southern Nuclear, GPC and its attorneys.

This information is being brought to the attention of the Commission, the Licensing Board, and All Parties as information which may be relevant and material to issues pending before the Commission and Licensing Board.

Steven A. Varga
Steven A. Varga, Director
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Enclosure:
Allegation

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cc w/enclosure:
See next page

Indexed on: 4/7/94

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Contact: Darl S. Hood, NRR
504-3049

280034

From: Oscar Demiranda (OXD)
To: JXL3
Date: Thursday, March 24, 1994 11:00 am
Subject: ASLB

JEAN - I JUST GOT OFF THE PHONE WITH MOSBAUGH. HE SAID HE WAS AWARE THAT THE DOCUMENTATION HE PROVIDED WOULD HAVE BEEN EVENTUALLY PROVIDED TO GPC. I EXPLAINED THAT THE DOCUMENTATION WOULD ALSO BE DISTRIBUTED TO THE PARTIES ASSOCIATED WITH THE ASLB HEARINGS AND HE ANKNOWLEDGED THAT HE UNDERSTOOD THIS TO BE THE CASE AND DID NOT HAVE ANY PROBLEM WITH THIS ACTION.

*To be filed
w/ concurrence gpy.
DM 3/24/94*

Board Notification 94-07

Dated: March 24, 1994

cc:

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BOARD NOTIFICATION NO. 94-07

GEORGIA POWER COMPANY, *et al.*
(Vogtle Electric Generating Plant, Units 1 and 2)
Docket Nos. 50-424-OLA-3, 50-425-OLA-3

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Adjudicatory File (2)
Atomic Safety and Licensing Board
Panel
Mail Stop: EW-439
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Atomic Safety and Licensing Board
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Georgia Power Company

Vogtle Electric Generating Plant

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