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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD
BEFORE ADMINISTRATIVE JUDGES:

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Lawrence Brenner, Chairman
Dr. Richard F. Cole
Dr. Peter A. Morris

SERVED SEP 10 1982

In the Matter of
PHILADELPHIA ELECTRIC COMPANY
(Limerick Generating Station,
Units 1 and 2)

Docket No. 50-352
50-353

September 9, 1982

ORDER
(REQUIRING FURTHER ANSWER BY APPLICANT TO INTERROGATORY)

In our Order of August 24, 1982, we directed Applicant to answer Del-Aware's Interrogatory 12. As we stated in that order, the information requested could assist the Board to act efficiently if the Board considers whether to issue a stay of construction of the supplementary cooling water system.

The interrogatory and Applicant's answer of September 1, 1982, state:

Interrogatory 12: Please identify and describe the contents and conclusions of any reports, studies or other material relating to the phasing of the construction of the Point Pleasant diversion and the timing of the work

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in the river. In other words, please provide a complete description of and identify all information made available to PECO relating to the need to undertake constructing in the Delaware River during the first winter of project construction (i.e., 1982-83).

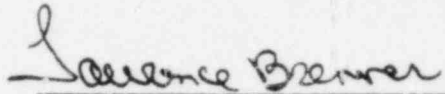
Answer: The timing and phasing of the construction at Point Pleasant was discussed fully at depositions on August 6, 1982 (Tr. 46-86). As explained by the NWRA witnesses, DRBC has required that NWRA undertake work in the river between November and March. It is necessary to begin during the winter months of 1982-1983 so that river work can be completed during the winter of 1983-1984. The letter of September 9, 1981 from E. H. Bourquard to the Corps of Engineers discusses phasing of construction work.

This answer is insufficient to assist the Board, due to the lack of identification in any reasonable detail of the considerations applicable to the timing of the construction of the Point Pleasant diversion and the lack of identification and description of the documentation of these considerations. The answer consists of little more than: (1) references to forty pages of a deposition and a letter (which the Board does not have), and (2) a statement without explanation that DRBC requires the work to be done between November and March and that the work must be started this winter in order to be completed next winter.

The Applicant is directed to supply a more responsive answer at the time of its filing of written testimony on September 20, 1982. If the referenced deposition and letter provide pertinent information, that

information should be summarized in the context of the answer to the interrogatory. In addition, Applicant should supply the letter and the applicable portions of the referenced deposition to the Board.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

A handwritten signature in cursive script that reads "Lawrence Brenner". The signature is written in dark ink and is positioned above a horizontal line.

Lawrence Brenner, Chairman
ADMINISTRATIVE JUDGE

Bethesda, Maryland
September 9, 1982