

May 3, 1983

SECY-83-165



**ADJUDICATORY ISSUE**

(Commission Meeting)

FOR: The Commissioners

FROM: *J. E. Zerbe*  
John E. Zerbe, Director  
Office of Policy Evaluation

SUBJECT: ASLB PARTIAL INITIAL DECISION ON CALLAWAY, UNIT 1

PURPOSE: To provide OPE's immediate effectiveness analysis of the Licensing Board's partial initial decision

The Atomic Safety and Licensing Board in the operating license proceeding for the Callaway Plant, Unit 1 issued a Partial Initial Decision (PID) on December 13, 1982 which addressed contentions concerning alleged failures in the Applicant's and its contractors' quality assurance programs. A contention on environmental issues was withdrawn by the intervenor. An evidentiary hearing on emergency planning contentions is scheduled to begin on August 31, 1983. The Board concluded, "that as to the matters decided herein, the Director of Nuclear Reactor Regulation would be authorized, upon making the requisite findings with respect to matters not resolved in this Partial Initial Decision, and subject to the Board's resolution of outstanding matters in controversy, to issue to Applicant a license to operate Callaway Plant, Unit 1." (PID, p. 110)

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in accordance with the Freedom of Information  
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Enclosures:

1. Summary of Callaway Unit 1 Partial Initial Decision
2. Text of Intervenors' Contentions
3. Proposed Order

cc: H. Plaine  
S. Chilk

This paper is tentatively scheduled for consideration at a Closed Meeting during the Week of May 16, 1983. Please refer to the appropriate Weekly Commission Schedule, when published, for a specific date and time.

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ENCLOSURE 1