LULKI, ILT FEB 19 AS 148 UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION STATES OF THE PARTY OF THE ATOMIC SAFETY AND LICENSING BOARD Before Administrative Judges: **SERVED FEB 19 1991** John H Frye, III, Chairman Dr. James H. Carpenter Dr. Peter A. Morris In the Matter of Docket No. 50-348-CivP Alabama Power Company 50-364-CivP (Joseph M. Farley Nuclear Plant, ASLBP No. 91-626-02-CivP Units 1 and 2) February 15, 1991 PREHEARING CONFERENCE ORDER A prehearing conference in the above-captioned proceeding was held in Birmingham, Alabama, on February 13, 1991. Counsel for APCo and Staff are to be commended for their cooperation in facilitating the early completion of the discovery phase of this proceeding. At the conference counsel reported that they have exchanged tentative witness lists and their first-round document production requests. Moreover, they have agreed on a detailed schedule for depositions and document production which, in order to preserve the flexibility to deal with changes in witness availability, they do not wish incorporated in an order of the Board. Pursuant to their agreement, they are to submit discovery progress reports on April 15, June 17, and August 102200207 9108 DS02 15 and to complete discovery by the last date. In their last report, they are to indicate whether they contemplate presenting any issues to the Board for resolution prior to hearing. Following receipt of the last report, the Board will set a schedule for resolving any motions, for a prohearing conference (if one appears to be necessary), and for the hearing. Counsel are to present any discovery disputes which they cannot resolve to the Board as they arise.

It is so ORDERED.

For the Atomic Safety and Licensing Board

John H Arye, III, Chairman ADMINISTRATIVE JUDGE

Bethesda, MD February 15, 1991

UNITED STATES OF AMERICA NUCLEAR REBULATORY COMMISSION

In the Matter of

ALABAMA POWER COMPANY

(Joseph M. Farley Nuclear Plant. Units 1 and 2) Docket No. (s) 50-348/364-1 TVP

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB PREHEARING CONFERENCE ORDER have been served upon the following persons by U.S. mail. first class. except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Atomic Safety and Licensino Appeal Board U.S. Nuclear Repulatory Commission Washington, DC 20555

Administrative Judge
James H. Carpenter
Atomic Safety and Licensing Board
U.S. Nuclear Repulatory Commission
Washington, DC 2055

Administrative Judge Peter A. Morris ASLBP 10825 South Blen Road Potomac, MD 20854

Robert M. Weisman. Esc.

Office of the General Counsel

U.S. Nuclear Regulatory Commission
Washington. DC 20555

BALCH & BINBHAM
P.D. Box 306
Birminoham, AL 35201

Administrative Judge
John H. Frye. III. Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

James Lieberman
Director
Office of Enforcement
Washington, DC, 20555

Eugene Holler, Esq.
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Nicholas S. Reynolds, Esq. Winston & Strawn 1400 L Street, NW. Washington, DC. 207-5

W. G. Heirston, 1II Senior Vice President - Nucl. Op. Alabase Power Company 40 Inverness Center Pkwy, P.O. Box 1295 Birminoham, AL 35201 Docket No. (*)50-348/364-CIVP LB PREHEARING CONFERENCE ORDER

Regional Administrator
U.S. Nuclear Regulatory Commission
Region II
101 Marietta Street, Suite 2900
Atlanta, SA 30323

Dated at Rockville, Md. this 19 day of February 1991

Parey Lenderson
Office of the Secretary of the Commission