

15381

RELATED CORRESPONDENCE

DOCKETED
USNRC

July 4, 1994
'94 JUL 11 P6:08

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

IN THE MATTER OF)	Docket No. 030-30485 -- <i>EA</i>
)	License No. 37-28179-01
INDIANA REGIONAL CANCER TREATMENT)	EA No. 93-284
CENTER)	

INTERROGATORIES, DOCUMENT REQUESTS AND
REQUESTS FOR ADMISSION DATED JULY 4, 1994

The Licensee files the within Interrogatories, Document Requests And Requests For Admission Dated July 4, 1994 and requests timely responses thereto.

IRCC makes the following discovery requests and requests a timely and complete response to each. To the extent the Staff asserts that a privilege attaches to any documents requested, OSC requests that the Staff for each said document specify:

- a. The date of the document;
- b. Who the document was distributed to;
- c. The general subject matter of the document; and
- d. Where the document is presently maintained.

DS03

Document shall be defined as follows:

The use of this word is intended to refer to any material or any medium on which or by which "information" is recorded - including papers (of any kind or character), photographs, computer files, minutes and records of meetings, reports, summaries, memoranda, interoffice communication or writings by whatever name called which relate to the document(s) specifically including: (1) any material which was used in the preparation of any such document(s); (2) any and all attachments to such document(s); (3) any and all documents referred to in the requested "Document;" and (4) any and all subsequent additions, deletions, substitutions, amendments or modifications to the original of such "Document(s)."

1. Identify the method and/or process, including the use of software, by which documents, including electronic mail messages, that have previously been created, sent and/or received by NRC personnel between November 16, 1992 and the present, can be retrieved, obtained, printed off or otherwise made available to the NRC and/or a third party.

2. Identify the person(s) at the NRC with the most knowledge of how documents, including electronic mail messages, that have previously been created, sent, and/or received by NRC personnel between November 16, 1992 and the present, can be retrieved, obtained, printed off and/or otherwise accessed by the NRC and/or a third party. Describe, in detail, the background and training of the persons identified herein, in computer network systems.

3. Produce any and all documents which describe how documents, including electronic mail messages, that have previously been created, sent and/or received by NRC personnel between November 16, 1992 and the present, can be retrieved, obtained, printed off and/or otherwise accessed by the NRC and/or a third party.

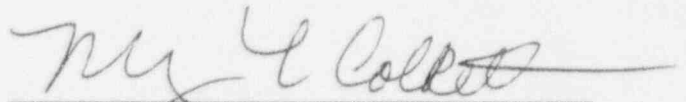
4. Was it a violation of the OSC HDR license and/or the applicable regulations when OSC did not provide any radiation safety training to members of the IIT Team that were inside the restricted area at the IRCC? If not, why not? Identify and produce any and all documents which support or refute the NRC's position.

Request for Admission

1. It is impossible to access, by any means whatsoever, the electronic mail sent over the NRC computer system during the past 18 months by NRC personnel, including James Lieberman, Jim Dwyer, Jenny Johansen and/or Carl Paperiello.

If your answer to the above request for admission is anything other than an unqualified admission, provide a detailed explanation and identify and produce any and all documents used to answer this request.

Respectfully submitted,



Marcy L. Colkitt
Pa. I.D. No. 53447
P.O. Box 607
Indiana, PA 15701-0607
(412) 463-3570

Iles Cooper
Pa. I.D. No. 24754
Williamson, Friedberg & Jones
P.O. Box 1190
One Norwegian Plaza
Pottsville, PA 17901-7190
(717-622-5933)

Dated: July 4, 1994

DOCKETED
USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'94 JUL 11 P6:08

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

IN THE MATTER OF)
INDIANA REGIONAL CANCER TREATMENT)
CENTER)
Docket No. 030-30485
License No. 37-28179-01
EA No. 93-284

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of a Interrogatories, Document Requests And Requests For Admission Dated July 4, 1994, were served on the following this 5th day of July 1994, by U.S. Mail, postage prepaid, unless indicated otherwise:

G. Paul Bollwerk, III, Chairman
Administrative Judge
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Dr. Peter S. Lam
Administrative Judge
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

Dr. Charles N. Kelber
Administrative Judge
Atomic Safety & Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Adjudicatory File (2)
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

Marian L. Zobler
U.S. Nuclear Regulatory
Commission
Office of General Counsel
Washington, DC 20555
By Mail and By Fax on July 4, 1994
(301-504-3725)

Office of the Secretary (2)
U.S. Nuclear Regulatory
Commission
Washington, DC 20555
ATTN: Docketing & Service
Section

Atomic Safety & Licensing Board
Panel (1)
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Office of Commission
Appellate Adjudication (1)
U.S. Nuclear Regulatory
Commission
Washington, DC 20555

C:\WP51\IRCCINT4

