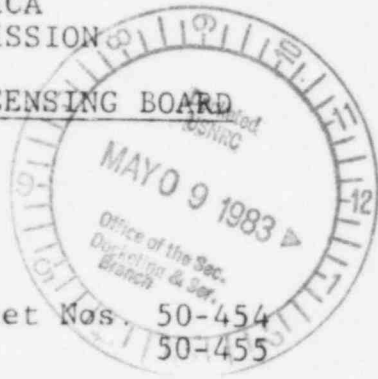


UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD



IN THE MATTER OF)
COMMONWEALTH EDISON COMPANY)
(Byron Station, Units 1)
and 2))

Docket Nos. 50-454
50-455

JOINT INTERVENORS' APPLICATION
FOR ISSUANCE OF SUBPOENAS

The Rockford League of Women Voters and DAARE/SAFE, by their undersigned attorney, hereby request, pursuant to 10 CFR §2.720, subpoenas directing the attendance and testimony of Irvin Souders and Junius Ogsbury at the next session of the Licensing Board* in this operating license proceeding.

In support of this Application, Jane M. Whicher, attorney for the League and DAARE/SAFE in the issue of Quality Assurance/Quality Control, makes the following representations to the Board, under oath, on information and belief:

1. During the past week, at the request of John Hughes, she has had telephone conversations with Mr. Souders and Mr.

* The date of May 23, 1983 has been entered on the attached subpoenas. It is contemplated that Mr. Souders and Mr. Ogsbury will testify after John Hughes' testimony is presented and that the actual date of appearance can be agreed to informally by all concerned.

DS03

Ogsbury. Both Mr. Souders and Mr. Ogsbury were employed by Pittsburgh Testing Laboratory at Byron to inspect work done by Hatfield Electric Company. Mr. Ogsbury was at Byron from May through December 1982. Mr. Souders was at Byron during the fall of 1983 until January of 1983. Neither are presently employed at Byron, but both are presently working in the nuclear industry.

2. Mr. Souders indicated that, if called as a witness, he would testify that he has a background in nuclear, and other, quality assurance work; that he observed poor welding quality; that he was requested to sign documentation indicating that certain installations were complete and per drawings without having seen the installations; that he was requested to "buy off" weld travellers which were incomplete; and that he witnessed an incident concerning Mr. Hughes' certification testing by Hatfield during which Mr. Hughes was given the answers to a test which he had failed and then was retested with the answers before him.

3. Mr. Ogsbury indicated that, if called as a witness, he would testify that he was lead welding inspector; that he has a background in nuclear, and other, types of inspection work; that material fabricated by Systems Control Corporation was found, after installation, to have deficient welds and to have been made of undersized steel; that methods of inspecting and documenting welds were inadequate; and observed a brace welded to a pressure pipe.

4. Both Mr. Souders and Mr. Ogsbury have informed Ms. Whicher that they would not appear and testify voluntarily, but would appear and testify if subpoenaed.

* * *

Accordingly, Joint Intervenor request the issuance of the attached subpoenas.*

DATED: May 6, 1983

Respectfully submitted,

Jane M. Whicher

Jane M. Whicher,
One of the attorneys for the
Rockford League of Women Voters
and DAARE/SAFE in the issue of
quality assurance/quality control

Subscribed and sworn
before me this 6th day
of May, 1983.

Julia Kirshen
Notary Public

Jane M. Whicher
109 North Dearborn, #1300
Chicago, IL 60602
(312) 641-5570

* The addresses for service on each subpoena have been left blank on each subpoena. Counsel is presently attempting to ascertain addresses for service on Mr. Souders and Mr. Ogsbury.

United States of America

NUCLEAR REGULATORY COMMISSION

In the matter of:

Commonwealth Edison Company
(Byron Station, Units 1 and 2)

DOCKET NO. 50-454
50-455

TO

YOU ARE HEREBY COMMANDED to appear at the Federal Court Building,
or such other location as the Board may be sitting,
in the city of Rockford, Illinois
on the 23rd day of May 19 83 at 2:00 o'clock P. M.
to testify on behalf of Intervenor, the Rockford League of Women
Voters and DAARE/SAFE
in the above entitled action and bring with you the document(s) or object(s) described
in the attached schedule.

BY ORDER OF THE ATOMIC SAFETY AND LICENSING BOARD

BY _____

Jane M. Whicher
ATTORNEY FOR Rockford League
of Women Voters and
DAARE/SAFE

TELEPHONE (312) 641-5570

.....19.....

10 C.F.R. 2.720 (f)

On motion made promptly, and in any event
at or before the time specified in the subpoena
for compliance by the person to whom the sub-
poena is directed, and on notice to the party at
whose instance the subpoena was issued, the

presiding officer or, if he is unavailable, the
Commission may (1) quash or modify the sub-
poena if it is unreasonable or requires evidence
not relevant to any matter in issue, or (2) con-
dition denial of the motion on just and reasonable
terms.

United States of America

NUCLEAR REGULATORY COMMISSION

In the matter of:

Commonwealth Edison Company
(Byron Station, Units 1 and 2)

TO Irvin Souders

DOCKET NO. 50-454
50-455

YOU ARE HEREBY COMMANDED to appear at the Federal Court Building,
or such other location as the Board may be sitting,
in the city of Rockford, Illinois
on the 23rd day of May 19 83 at 2:00 o'clock P. M.
to testify on behalf of Intervenor, the Rockford League of Women
Voters and DAARE/SAFE
in the above entitled action and bring with you the document(s) or object(s) described
in the attached schedule.

BY ORDER OF THE ATOMIC SAFETY AND LICENSING BOARD

BY _____

Jane M. Whicher
ATTORNEY FOR Rockford League
of Women Voters and
DAARE/SAFE

TELEPHONE (312) 641-5570

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poena if it is unreasonable or requires evidence
not relevant to any matter in issue, or (2) con-
dition denial of the motion on just and reasonable
terms.

SERVICE LIST

* Ivan W. Smith, Chairman
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Steven C. Goldberg, Esq.
Office of the General Counsel
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

* Dr. A. Dixon Callahan
Administrative Judge
Union Carbide Corporation
P.O. Box Y
Oak Ridge, Tennessee 38730

Office of the Secretary of
the Commission
ATTN: Docketing & Service
Section
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

* Dr. Richard F. Cole
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

David Thomas, Esq.
77 South Wacker Drive
Chicago, IL 60621

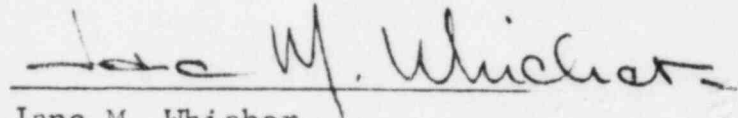
Alan P. Bielawski, Esq.
Isham Lincoln & Beale
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Joseph Gallo, Esq.
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1120 Connecticut Avenue, N.W.
Room 325
Washington, D.C. 20036

* By Federal Express. Remainder served by United States mail,
first class postage prepaid.

CERTIFICATE OF SERVICE

I certify that I served copies of Joint Intervenor's Application for Issuance of Subpoenas on each person on the attached service list as indicated on the attached list, on May 6, 1983.

A handwritten signature in cursive script, reading "Jane M. Whicher", written over a horizontal line.

Jane M. Whicher
One of the attorneys for the
Rockford League of Women Voters
and DAARE/SAFE on the issue of
Quality Assurance/Quality Control

Dated: May 6, 1983