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September 30, 1983

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Dr. Peter A. Morris  
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Washington, D.C. 20555

Dr. George A. Ferguson  
Administrative Judge  
School of Engineering  
Howard University  
2300 - 6th Street, N.W.  
Washington, D.C. 20059

In the Matter of  
LONG ISLAND LIGHTING COMPANY  
(Shoreham Nuclear Power Station, Unit 1)  
Docket No. 50-322 (O.L.)

Gentlemen:

Enclosed herewith is a copy of a letter to me from counsel for LILCO relating to discussions resolving the pending discovery dispute which was the subject of Suffolk County's Motion To Compel Discovery dated August 26, 1983. That Motion, LILCO's Response of September 12, 1983, and the County's Report of September 27, 1983 were discussed in a conference telephone call among the parties and Judge Brenner, and this letter is filed under Judge Brenner's direction to report the resolution of the dispute.

The enclosed letter from LILCO's counsel, dated September 29, 1983, accurately reflects the resolution of the dispute, with the following clarifications which have been discussed and confirmed with LILCO's counsel:

1. LILCO will provide the County with any and all reports showing the results of the inspection of components of all three emergency diesel generators; however, at this time LILCO believes that such reports will be incorporated in the final Failure

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KIRKPATRICK, LOCKHART, HILL, CHRISTOPHER & PHILLIPS

Lawrence Brenner, Esq.  
Dr. Peter A. Morris  
Dr. George A. Ferguson  
September 30, 1983  
Page 2

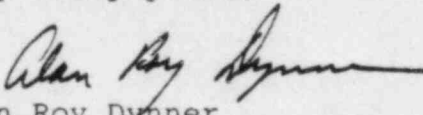
Analysis Associates' Report, and will not be separately issued except as referred to in item (7) of the letter from LILCO's counsel.

2. The discovery agreed to in the letter from LILCO's counsel is in addition to the discovery agreed by LILCO in its Response of September 12, 1983.

3. It is understood that the reports to be supplied by LILCO to the County will show the results of all tests, examinations and analyses performed during the failure analysis process.

During the conference call with Judge Brenner, he indicated that the County's request to witness all examinations, tests and analyses carried out in connection with the failure analysis process would be denied. He also stated that it was anticipated that the County's consultants would have the right in the future to examine the failed components and reach their own conclusions concerning the causes of the failures. As noted in the letter from LILCO's counsel, Suffolk County reserves the right to make additional requests for discovery on this subject from time to time.

Very truly yours,

  
Alan Roy Dynner

cc: Service List

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September 29, 1981

FILE NO 24566.3  
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BY TELECOPIER

Alan Roy Dynner, Esq.  
Kirkpatrick, Lockhart, Hill,  
Christopher & Phillips  
1900 M Street, N.W.  
Washington, D.C. 20036

Dear Alan:

Pursuant to our telephone conversation this morning,  
LILCO agrees to produce the following documents:

- (1) the test procedure used for the torsional stress test on diesel generator 101;
- (2) the disassembly and inspection procedure used for the diesel generators;
- (3) the checklist used by Failure Analysis Associates for the metallurgical examinations of diesel generator 102 crankshaft;
- (4) the failure analysis report on the crankshaft failure that will be produced by Transamerica Delaval and any interim failure analysis reports produced by Delaval. At present, no interim reports are anticipated.
- (5) any interim or final failure analysis reports on the crankshaft failure produced by LILCO. At present, LILCO does not contemplate producing any such reports.

HUNTON & WILLIAMS

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Page Two

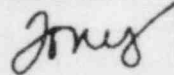
(6) any interim or final failure analysis reports on the crankshaft failure produced by Stone & Webster. At present, Stone & Webster does not anticipate producing any such reports.

(7) reports on damage to diesel generator components caused by the failure of the crankshaft in diesel generator 102. At present, the only reports of this type contemplated involve the generator and the diesel engine governor.

(8) reports concerning nondestructive examinations conducted by NES.

It is my understanding that LILCO's agreement to produce these documents resolves our present discovery dispute. LILCO understands, however, that the County may make additional discovery requests at an appropriate time in the future. I hope this letter accurately reflects our conversation; if it does, I would appreciate your forwarding it to the Board as requested by Judge Brenner in our conference call.

Sincerely,



Anthony F. Earley, Jr.

AFL/403



UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

\_\_\_\_\_  
In the Matter of )  
 )  
 )

LONG ISLAND LIGHTING COMPANY )

(Shoreham Nuclear Power Station, )  
Unit 1) )  
\_\_\_\_\_ )

) Docket No. 50-322 (O.L.)

CERTIFICATE OF SERVICE

I hereby certify that copies of "Letter from Alan R. Dynner to Administrative Judges Brenner, Ferguson and Morris," dated September 30, 1983, have been served to the following this 30th day of September, 1983, by first class mail, except as otherwise noted.

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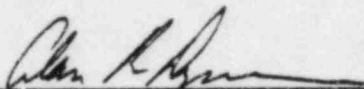
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DATE: September 30, 1983