

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING BOARD

'83 SEP 30 A11:17

Before Administrative Judges  
Charles Bechnhoefer, Chairman  
Dr. Frederick P. Cowan  
Dr. Jerry Harbour

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

SERVED SEP 30 1983

ASLBP Nos. 78-389-03 OL  
80-429-02 SP

In the Matter of  
CONSUMERS POWER COMPANY  
(Midland Plant, Units 1 and 2)

Docket Nos. 50-329 OL  
50-330 OL

Docket Nos. 50-329 OM  
50-330 OM

September 29, 1983

ORDER  
(Schedules for Proposed Findings  
of Fact and Conclusions of Law)

1. At the evidentiary hearing on September 23, 1983, we granted in part the Applicant's September 2, 1983 Motion to Reconsider Schedule for Submitting Findings of Fact on Remedial Soils Issues. We approved the following schedule for submitting proposed findings of fact and conclusions of law on the remedial soils issues:

Applicant: already submitted  
Staff: November 15, 1983  
Intervenors: December 16, 1983  
Applicant's reply: January 2, 1984

We contemplate that these findings will cover (to the extent desired by various parties) the testimony concerning the effect of

dewatering on diesel generator building settlement predictions, considered at the hearing on September 20, 1983. (The Applicant may treat this matter in its reply findings.)

2. We approved the following schedule for submitting proposed findings and conclusions on QA/management attitude issues (Tr. 21204-211). These proposed findings are to cover not only the managerial and SALP questions considered on September 21-23 but, in addition, the testimony concerning the alleged violation of the Board's April 30, 1982 Order to be heard during hearings scheduled to commence on October 31, 1983 (including testimony on Sinclair Contention 1a).

Applicant: to be in the hands of  
parties by December 16, 1983

Intervenors: February 6, 1984

Staff: February 20, 1984

Applicant's reply: March 2, 1984

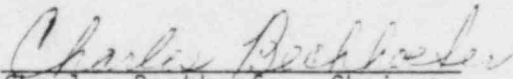
3. The parties are reminded that we expect proposed findings and conclusions on Sinclair Contention 14 (cooling pond effectiveness, including fogging and icing effects) to be filed on the same schedule as set forth for QA/management attitude issues (Tr. 20188-191). Proposed findings of fact and conclusions of law on other OL issues which have been heard (Sinclair Contentions 3, 4 and 13) should not be filed at this time. Nor is it contemplated that the scheduled proposed findings and conclusions on QA/management attitude issues will cover the

so-called "Dow" contentions, the admissibility of which we have not yet determined.

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IT IS SO ORDERED.

FOR THE ATOMIC SAFETY AND  
LICENSING BOARD

  
Charles Bechhoefer, Chairman  
ADMINISTRATIVE JUDGE