



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

March 23, 1983

MEMORANDUM FOR: William J. Dircks
Executive Director for Operations

FROM: E. Leo Slaggie *ELS*
Acting Solicitor

SUBJECT: DOCUMENT SEARCH RELATED TO WASHINGTON
PUBLIC POWER SUPPLY SYSTEM LITIGATION

The United States Department of Justice is currently involved in litigation centered around the attempt by the Washington Public Power Supply System to build five nuclear power plants at Satsop and Hanford, Washington. By letter dated March 21, 1983, the Department of Justice requested the Commission's assistance in preparing for that litigation (attached). This office has agreed to provide such assistance.

In the attached letter, Justice identifies five (5) issues related to the Supply System litigation. Documents in the agency's possession related to these issues are likely to be the subject of civil discovery requests or FOIA requests. Based on this likelihood and in light of Justice's request for assistance, we believe that the appropriate staff offices should begin as soon as possible to identify relevant documents to avoid unnecessary delay in responding to any future discovery or FOIA requests. Accordingly, we request that a document search be instituted regarding each of the five issues identified by the Department of Justice. For each issue, we would appreciate a listing of all relevant documents by subject, originator, recipient and date. If possible, the location (original or headquarters and office) of each document should be shown. Finally, should your review identify any documents related to WPPSS not clearly related to any of the five issues identified by Justice, please list such documents separately.

I have asked C. Sebastian Aloit (X41493) to coordinate the agency's identification of relevant documents. The results of your search and any comments or requests for additional information should be directed to him. Finally, we would appreciate an estimate of the time within which your search will be completed.

Attachment: As stated

397, 460, 548, 509, 513

XA Copy Has Been Sent to PDR

8304060 577 XA

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PLEASE REPLY TO SEATTLE OFFICE

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September 28, 1983

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-83-575

Rec'd 10-3-83

Director
Office of Administration
U.S. Nuclear Regulatory Commission
1717 H Street Northwest
Washington, D.C. 20555

Re: Freedom of Information Act Request -- Washington Public Power
Supply System Plants 4 and 5

Dear Sir or Madam:

This firm is involved in litigation arising out of bonds issued to finance construction of two nuclear plants by the Washington Public Power Supply System ("WPPSS"). Pursuant to the Freedom of Information Act, 5 USC section 552, and the regulations promulgated thereunder, 10 CFR section 9.3 et seq., I am requesting access to the following materials:

1. All correspondence, documents, records, or other materials pertaining in any way to WPPSS plants 4 and 5.
2. All correspondence, documents, records or other materials pertaining to any WPPSS application to the NRC for authorization to construct WPPSS plants 4 and 5;
3. All correspondence, documents, records or other materials pertaining to the procedure by which the NRC authorized WPPSS to construct WPPSS plants 4 and 5;
4. All correspondence, documents, records or other materials pertaining to NRC authorization to construct WPPSS plants 4 and 5;
5. Transcripts of all hearings conducted by the NRC or any other agency pertaining in any way to WPPSS plants 4 and 5;
6. All correspondence, records, documents, or other materials pertaining in any way to the financial structure of WPPSS, the methods

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by which WPPSS finances or financed construction of plants 4 and 5, or any other financial information concerning plants 4 and 5.

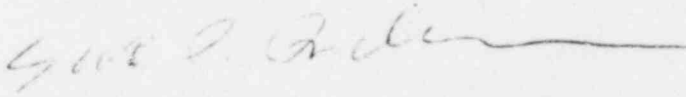
If all or any part of this request is denied, please cite the specific exemptions which you think justify your refusal to release the information pursuant to 10 CFR sections 9.5 and 9.10(b).

I do not wish to have the requested materials copied at this time. Rather, please notify me where and when the requested materials will be available for inspection and copying pursuant to 10 CFR section 9.10(b). Please advise me of approximately how much it will cost to copy the requested materials.

Please respond to this request by mail. If you have any questions or if I can help you identify any of the requested materials, please call me at (206) 464-3939. Thank you for your assistance.

Sincerely yours,

GARVEY, SCHUBERT, ADAMS & BARER

By 

Scott I. Anderson

SIA:kmf