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5 Attorneys for Intervenor

6 UNITED STATES OF AMERICA

7 NUCLEAR REGULATORY COMMISSION
8 ATOMIC SAFETY AND LICENSING BOARD

9 Before Administrative Judges:
John H. Frye, Chairman
10 Glenn O. Bright
Emmeth A. Luebke

11 In the Matter of)
12 THE REGENTS OF THE UNIVERSITY) Docket No. 50-142 OL
OF CALIFORNIA)
13 (UCLA) Research Reactor) PROPOSED RENEWAL OF FACILITY
14) LICENSE
15)

16 INTERVENOR'S OBJECTIONS TO JUNE 6, 1984
NOTICE OF EVIDENTIARY HEARING

17 On June 6, 1984 this Licensing Board issued a Notice of
18 Evidentiary Hearing specifying that the portion of the Contention XX
19 evidentiary hearing which commences in Los Angeles on June 25, 1984
20 will not be open to the public. CBG hereby objects to the blanket
21 exclusion of the public from these hearings.

22 As a general rule, evidentiary hearings before NRC Licen-
23 sing Boards on licensing matters are open to the public. The primary
24 exception to this rule is when those hearings involve protected
25 information. When such protected information is involved, the
26 exclusion of the public from the hearing should be strictly limited
27 to those portions of the hearing which include or directly involve
28 protected information.

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1 In this case, Intervenor will present at least five witness-
2 ses, Messrs. Taylor, Hafmeister, Ramberg, Hirsch and Rogge, who have
3 not had access to protected information and whose testimony will not
4 involve or directly deal with protected matters. In the same manner
5 as the Board has indicated that the testimony of Drs. Taylor and
6 Hafmeister will be taken in a public session, so should the testimony
7 of Messrs. Ramberg, Hirsch and Rogge. Furthermore, any rebuttal
8 testimony to these witnesses to the maximum extent possible should not
9 be taken in camera nor under the protective order.

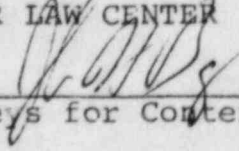
10 Closing the hearings to the public in their entirety not
11 only violates public policy, but it will also severely prejudice CBG's
12 ability to present its case and respond to the case of the staff and
13 applicant. If the Board is over-inclusive in taking testimony in
14 camera, it will have the effect of making it impossible for Intervenor
15 to consult with its non-protected experts and to avail itself of
16 non-protected interrogators.

17 Therefore, for the reasons stated above, CBG hereby re-
18 quests that the Board revise its Notice of Evidentiary Hearing to
19 reflect that only those portions of the hearing which involve pro-
20 tected information or which deal directly with protected matters will
21 not be open to the public.

22 DATED: June 11, 1984

23 Respectfully submitted,

24 JOHN H. BAY
25 DOROTHY THOMPSON
26 NUCLEAR LAW CENTER

27 By  _____
28 Attorneys for Contention XX

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United States of America
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

THE REGENTS OF THE UNIVERSITY)
OF CALIFORNIA)
(UCLA Research Reactor))

Docket No. 50-142 OL
(Proposed Renewal of Facility
License)

CERTIFICATE OF SERVICE

I hereby certify that copies of the attached INTERVENOR'S
OBJECTIONS TO JUNE 6, 1984 NOTICE OF EVIDENTIARY HEARING in the
above-captioned proceeding have been served on the following by
deposit in the United States mail, first class or express mail,
postage prepaid, addressed as indicated, on this date: June 11,
1984

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Washington, D.C. 20555

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Administrative Judge
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Dr. Glen O. Bright
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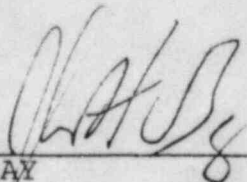
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