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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

OFFICE OF SECRETARY  
DOCKETING & SERVICE  
BRANCH

In the Matter of	)	
	)	
Philadelphia Electric Company	)	Docket Nos. 50-352
	)	50-353
(Limerick Generating Station,	)	
Units 1 and 2)	)	

APPLICANT'S RESPONSE TO AWPP MOTION TO WITHHOLD  
FINAL DECISION REGARDING CONTENTION VI-1

On June 11, 1984, Air and Water Pollution Patrol ("AWPP") moved the Atomic Safety and Licensing Board ("Board") to withhold its decision regarding Contention VI-1 relating to quality assurance. The basis of the motion was primarily a June 4, 1984 letter from NRC Region I to Applicant which states that:

The NRC will perform an independent verification inspection at Limerick Unit 1, using the NRC Nondestructive Examination (NDE) Van and contractor technicians under NRC direction. Construction activities and materials will be sampled through nondestructive examinations as a supplement to our existing inspection efforts. Similar future nondestructive examinations by the NRC are planned on a routine basis at other licensee construction and operating sites. (emphasis supplied)

AWPP asserts that "[t]his re-inspection infers a doubt on previous inspections . . . ." However, as may be seen from the above quoted paragraph, the independent

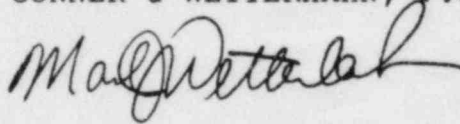
verification is both routine and merely supplementary to the existing NRC inspection efforts. Thus, the performance of this independent verification effort does not support the requested (or any other) relief.

AWPP also raises the point regarding "scientific statistical sampling" in its motion, but adds nothing to its previous arguments presented at the hearing or oral arguments. Similarly, the general reference by AWPP to the Byron decision, which was already considered by the Board (Tr. 11988-989), does not support the requested relief.

For these reasons, AWPP's motion should be denied.

Respectfully submitted,

CONNER & WETTERHAHN, P.C.



Mark J. Wetterhahn  
Counsel for the Applicant

June 18, 1984

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

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CERTIFICATE OF SERVICE

I hereby certify that copies of "Applicant's Answer to AWPP's June 8, 1984 Motion Relating to Contention VI-1," "Applicant's Transmittal of Cross-Examination Plans," "Applicant's Cross-Examination Plan for NRC Staff Witnesses Relating to Contention City-15,"\* "Applicant's Response to AWPP Motion to Withhold Final Decision Regarding Contention VI-1," "Applicant's Response to AWPP's Second Motion for Reconsideration of the Denial of a Contention Relating to Asbestos" and "Motion to Strike FOE's Rebuttal to Applicant's Reply Findings on Contentions V-3a and V-3b" all dated June 18, 1984 in the captioned matter have been served upon the following by deposit in the United States mail this 18th day of June, 1984:

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|--|--|
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| ** Dr. Peter A. Morris<br>Atomic Safety and<br>Licensing Board<br>U.S. Nuclear Regulatory<br>Commission<br>Washington, D.C. 20555        | ** Ann P. Hodgdon, Esq.<br>Counsel for NRC Staff Office<br>of the Executive<br>Legal Director<br>U.S. Nuclear Regulatory<br>Commission<br>Washington, D.C. 20555 |

- \* Served only on the Board  
\*\* Hand Delivery

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