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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of

TEXAS UTILITIES GENERATING
COMPANY, et al.

(Comanche Peak Steam Electric Station
Station, Units 1 and 2)

Docket Nos. 50-445-OL
and 50-446-OL

CASE'S ANSWER TO APPLICANTS' REPLY TO CASE'S ANSWER TO
APPLICANTS' MOTION FOR SUMMARY DISPOSITION
REGARDING LOCAL DISPLACEMENTS AND STRESSES

CASE (Citizens Association for Sound Energy), Intervenor herein, hereby files this, its Answer to Applicants' Reply to CASE's Answer to Applicants' Motion for Summary Disposition Regarding Local Displacements and Stresses.

We discussed in some detail the reasons we believe the Board should allow this and similar Answers to Applicants' replies to CASE's Answers to Applicants' Motions for Summary Disposition in our 10/1/84 and 10/2/84 Answers /1/, so we will not repeat those same arguments here but incorporate them herein by reference. We note that Applicants have filed a 10/4/84 Motion to Strike those two pleadings and any future such Answers by CASE, and we urge that the Board deny Applicants' Motion.

CASE believes that the Board must (especially because of the very unusual nature of the method adopted for handling the design/design QA/QC issues in this proceeding) base any decision in this matter primarily on its ultimate responsibility to assure a complete record on which to base a

/1/ See CASE's 10/1/84 Answer to Applicants' Reply to CASE's Answer to Applicants' Motion for Summary Disposition Regarding Consideration of Friction Forces; and CASE's 10/2/84 Answer to Applicants' Reply to CASE's Answer to Applicants' Motion Regarding Alleged Errors Made in Determining Damping Factors for OBE and SSE Loading Conditions.

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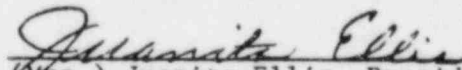
reasoned, informed decision. This cannot be accomplished if the Board allows Applicants to use their replies to provide new information and analyses which CASE has not had the opportunity to address previously. CASE urges that the Board assure that all the cards are on the table on these important matters. This unusual procedure also requires that the Board take into consideration the requirements of 10 CFR 2.743(a) and 2.754(a), since we are, in effect, engaged in hearings by mail on the design/design QA/QC issues.

CASE will attempt not to abuse our filing of these Answers; for example, we are not responding to Applicants' many comments with which we merely disagree, but we are, rather, attempting to restrict our responses to addressing new information, analyses, argument, etc., included in Applicants' Replies. The Board must have CASE's response to such new information in order to have a complete record and in the interest of fairness and due process.

For the preceding reasons, the Board should accept our instant pleading and future such pleadings as being necessary to the Board's arriving at a valid decision in these proceedings.

Our Answer in this instance is contained in the attached Affidavit of CASE Witness Jack Doyle.

Respectfully submitted,



(Mrs.) Juanita Ellis, President
CASE (Citizens Association for Sound
Energy)

1426 S. Polk
Dallas, Texas 75224
214/946-9446

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD & SE-
BRANCH

In the Matter of	}}	
	}}	
TEXAS UTILITIES ELECTRIC	}}	Docket Nos. 50-445-1
COMPANY, <u>et al.</u>	}}	and 50-446-1
(Comanche Peak Steam Electric	}}	
Station, Units 1 and 2)	}}	

CERTIFICATE OF SERVICE

By my signature below, I hereby certify that true and correct copies of
CASE's [REDACTED] Answer to Applicants' Reply to CASE's Answer to Applicants'

Motion for Summary Disposition Regarding Local Displacements and Stresses

have been sent to the names listed below this 9th day of October, 1984,
by: Express Mail where indicated by * and First Class Mail elsewhere.

- | | |
|---|--|
| * Administrative Judge Peter B. Bloch
U. S. Nuclear Regulatory Commission
4350 East/West Highway, 4th Floor
Bethesda, Maryland 20814 | * Nicholas S. Reynolds, Esq.
Bishop, Liberman, Cook, Purcell
& Reynolds
1200 - 17th St., N. W.
Washington, D.C. 20036 |
| * Ms. Ellen Ginsberg, Law Clerk
U. S. Nuclear Regulatory Commission
4350 East/West Highway, 4th Floor
Bethesda, Maryland 20814 | * Geary S. Mizuno, Esq.
Office of Executive Legal
Director
U. S. Nuclear Regulatory
Commission
Maryland National Bank Bldg.
- Room 10105
7735 Old Georgetown Road
Bethesda, Maryland 20814 |
| * Dr. Kenneth A. McCollom, Dean
Division of Engineering,
Architecture and Technology
Oklahoma State University
Stillwater, Oklahoma 74074 | Chairman, Atomic Safety and Licensing
Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555 |
| * Dr. Walter H. Jordan
881 W. Outer Drive
Oak Ridge, Tennessee 37830 | |

Chairman
Atomic Safety and Licensing Appeal
Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Renea Hicks, Esq.
Assistant Attorney General
Environmental Protection Division
Supreme Court Building
Austin, Texas 78711

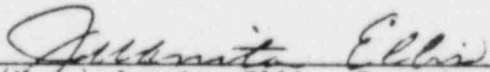
John Collins
Regional Administrator, Region IV
U. S. Nuclear Regulatory Commission
611 Ryan Plaza Dr., Suite 1000
Arlington, Texas 76011

Lanny A. Sinkin
114 W. 7th, Suite 220
Austin, Texas 78701

Dr. David H. Boltz
2012 S. Polk
Dallas, Texas 75224

Michael D. Spence, President
Texas Utilities Generating Company
Skyway Tower
400 North Olive St., L.B. 81
Dallas, Texas 75201

Docketing and Service Section
(3 copies)
Office of the Secretary
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555



(Mrs.) Juanita Ellis, President
CASE (Citizens Association for Sound Energy)
1426 S. Polk
Dallas, Texas 75224
214/946-9446