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November 16, 1984

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Chairman, Atomic Safety and
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Commission
Washington, D.C. 20555

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Herbert Grossman, Esq.
Atomic Safety and Licensing
Board
U.S. Nuclear Regulatory
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Washington, D.C. 20555

Re: Texas Utilities Electric Company, et al.
(Comanche Peak Steam Electric Station,
Units 1 and 2), Docket Nos. 50-445-2,
50-446-2

Gentlemen:

Pursuant to this morning's telephone conference, the under-
signed has reviewed items 1 through 15 listed in Applicants' two
letters dated October 18, 1984, which listed documents as to
which Applicants claimed the privilege for trial preparation
materials. Our review has focused on the provision of
10 C.F.R. §2.740(b)(2) specifying that:

In ordering discovery of such materials when
the required showing has been made, the pre-
siding officer shall protect against dis-
closure of the mental impressions, conclusions,
opinions, or legal theories of an attorney or
other representative of a party concerning
the proceeding.

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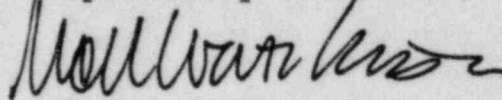
Our review has identified two documents in which the mental impressions, conclusions and opinions of counsel appear. We enclose copies of those documents with the relevant entries bracketed and underlined in red ink.

The first document (item 8 in our first letter dated October 18) consists of Mr. Lipinsky's memo of a conversation with Applicants' counsel, in which counsel advised Mr. Lipinsky that he had been called as a witness in this proceeding by Intervenor. The last sentence of the third paragraph on page two represents both a mental impression and a conclusion of counsel.

The second document (item 15 in our second letter dated October 18) consists of Mr. Lipinsky's memo of a conversation regarding an affidavit that Mr. Lipinsky had prepared for use in litigation. The second and third sentences of the second paragraph also represent the mental impressions and conclusions of counsel.

Applicants request that the Board authorize counsel for O.B. Cannon & Son, Inc. to delete the three sentences identified from the documents to be provided to the parties and the Board. Should the request be granted, Applicants request that the enclosures to this letter be returned to the undersigned.

Respectfully submitted,



McNeill Watkins II
Counsel for Applicants

Enc

cc (w/out Enc):
Service List