

May 17, 1984

Note to: K. Jabbour  
LPM, Catawba Station

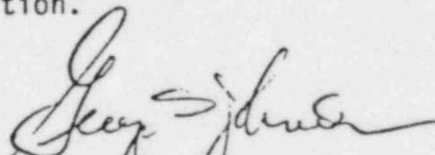
From: George E. Johnson  
Case Attorney, Catawba

SUBJECT: SCHEDULING OF HEARING ON DIESEL GENERATOR CONTENTION

Once the Licensing Board issues its PID on the safety and environmental issues now pending (expected in late May or early June), the Board is likely to turn to the parties for proposals for a schedule leading to hearings on the diesel generator contention. Thus, we need to anticipate the Staff's ability to go to hearing on this issue, which is likely to be the pacing item, with a potential for delaying both low power and full power operation. As you know, under the schedule recently submitted by Applicants, they intend to be ready for power operation on September 1, 1984. Thus, they may press for expedited scheduling on the diesel generator issue.

I assume that the readiness of the Staff to go to hearing is a function of Duke's submittals concerning its testing program for the 1A and 1B EDGs, and the Staff's evaluation of the Duke program in an SER. Our testimony can either be based on the SER, or, to the extent appropriate, adopt the SER. This might influence the structure of the SER itself. For scheduling purposes, I will soon need to know the Staff position on when we will be ready--i.e., when we will issue the SER and have prepared testimony.

I discussed this matter with Applicants' counsel yesterday. He indicated that, based on discussions between Duke representatives and Carl Berlinger, Applicants forecast a submittal to the Staff on EDG 1A by June 1, and anticipated a Staff SER in 30-45 days, i.e., July 15. The Duke submittal on EDG 1B is not anticipated until late June or early July; but they hoped to be able to fold the 1B findings into the schedule for the SER on 1A. This would suggest an SER in mid or late July. Is this the anticipated schedule? I would be pleased to discuss this with you and the other principals in order to clarify our position.

  
George E. Johnson

cc: Thomas Novak  
Elinor Adensam  
Carl Berlinger

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PDR FOIA  
BELL84-554 PDR



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

August 3, 1984

James L. Kelley, Chairman  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

In the Matter of  
DUKE POWER COMPANY, ET AL.  
(Catawba Nuclear Station, Units 1 and 2)  
Docket Nos. 50-413 and 50-414

Dear Judge Kelley,

This letter memorializes our conversation of yesterday in which I indicated that Mr. Guild and Mr. Riley, for Intervenors, as well as Mr. McGarry, for Applicants, had agreed to an extension of time of up to two days for serving the Staff consultant's technical evaluation report on the Catawba diesel generator. Mr. Guild had indicated to Staff counsel, however, that there should be a day for day delay (up to two days) in his obligations which were related to the Staff's submittal: the deadline of August 15 for close of discovery and notification of the parties whether Intervenors will be filing a detailed statement of technical positions, and the deadline of August 20 for pre-filed testimony or the statement of technical positions. No delay was requested in the date for hearing. I reported that Staff and Applicants' counsel had agreed to this condition.

You orally granted my request for up to two days delay (until August 8, 1984) in which to serve the Staff consultant's report, provided it is served by express mail, and indicated no reservation with respect to delaying Mr. Guild's responsive obligations up to two days. Staff counsel understands the effect of your ruling to permit simultaneous service of all testimony; i.e., if Intervenors' obligation is deferred one or two days, a similar deferral of the other party's obligations to prefile testimony would be contemplated.

Sincerely,

A handwritten signature in cursive script that reads "George E. Johnson".

George E. Johnson  
Counsel for NRC Staff

cc: Service list

~~210804012~~



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

July 6, 1984

James L. Kelley, Chairman  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Dr. Paul W. Purdom  
Administrative Judge  
235 Columbia Drive  
Decatur, GA 30030

Dr. Richard F. Foster  
Administrative Judge  
P.O. Box 4263  
Sunriver, Oregon 97702

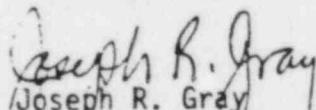
In the Matter of  
DUKE POWER COMPANY, ET AL.  
(Catawba Nuclear Station, Units 1 and 2)  
Docket Nos. 50-413 and 50-414

Dear Administrative Judges:

The NRC Staff's SER Supplement on emergency diesel generators for Catawba was scheduled for issuance on or about July 16, 1984. That issuance date was predicated on the Applicants' submission of a complete report on the Catawba 1A diesel generator by June 1 and on the completion of review and evaluation of the reports by the Staff's consultant, Battelle Pacific Northwest Laboratories, early in July. I am now advised by the Staff that it will be unable to complete and issue its SER Supplement by July 16. The reason for this is that (1) the Applicants' June 1 report on diesel generator 1A was not complete and missing information, expected for submission about mid-June, was not provided until June 29; and (2) with these delays and the press of reviews for facilities other than Catawba, the Staff's consultant will be unable to complete its review and evaluation for Catawba in the time period previously anticipated.

I am further advised that the Staff is reassessing its workload, resources and case priorities and will establish a new issuance date for the Catawba SER Supplement based on that reassessment within the next several days. Staff counsel will advise the Board and parties in this regard during the week of July 9, 1984.

Sincerely,

  
Joseph R. Gray  
Assistant Chief Hearing Counsel

cc: Service list

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