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RELATED CORRESPONDENCE

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

DOCKETED  
USNRC

October 26, 1984

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Administrative Judge  
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In the Matter of  
CONSUMERS POWER COMPANY  
(Midland Plant, Units 1 and 2)  
Docket Nos. 50-329 OM & OL and 50-330 OM & OL

Dear Administrative Judges:

In a letter dated September 10, 1984, addressed to this Licensing Board, Consumers Power Company expressed the view that it would not be productive at this time to hold any further evidentiary hearings in the OM/OL proceeding. In the same letter, the Company requested the Licensing Board's permission to discontinue sending audit reports and nonconformance reports to this Board, the NRC staff and other parties.

The Staff agrees that it would not be productive at this time to hold further evidentiary hearings in the OM/OL proceeding. Consumers indicated in their September 10, 1984 letter that they intend to file an additional report on the status of the Midland proceeding with the Licensing Board in six months. The Staff suggests that the Board direct Consumers to address in that report its then-current view as to the appropriateness of conducting further evidentiary hearings. Moreover, in light of Consumers' intent to continue to possess their construction permits for this facility and the possibility that at some point in time further hearings may be necessary, the Staff suggests that no changes in reporting practices be considered until a conference call can be held to discuss the continuing needs of the

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Board and the parties in this regard (See the February 17, 1982 transcript at pages 7357 through 7362) and the specific documents to be discontinued can be more clearly identified.

Sincerely,

*W. D. Paton*

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Counsel for NRC Staff

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