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January 14, 1985

Stuart Treby
Office of Exec. Legal Director
U.S. Nuclear Regulatory Comm.
7735 Old Georgetown Road, 10th Floor
Bethesda, Maryland 20814

Re: In the Matter of Texas Utilities Generating Co.,
Comanche Peak Steam Electric Station, Units 1 and 2,
(Docket Nos. 50-445-2 and 50-446-2)

Dear Stuart:

In our conversation this morning you indicated that the Staff would not be prepared to answer CASE's Request for Admissions until completion of the staff analyses of the QA/QC issue. In that context you also indicated that Vince Noonan was the person who would make the final decisions for the Staff in the Contention 5 (after receiving recommendations from the Contention 5 Panel).

Since, as you indicate, Vince Noonan is the final decision maker on (1) the conclusions and recommended corrective actions coming from the TRT; (2) the conclusions and recommended corrective actions coming from the SSERs; and (3) the conclusions and recommended corrective actions which will represent the final Staff position on Contention 5 and since the Staff wishes to postpone its response to CASE's Motion and Request for Admissions until all of these conclusions and recommended corrective actions are issued, then I believe an affidavit from Mr. Noonan must accompany any request for an extension of time. The affidavit should articulate the interrelation between his work and answering CASE's filings and the realistic time schedule for the completion of that work. In the past similar affidavits were provided by the Staff to assure that the Board had the best evidence of factual claims upon which Staff motions relied. Given the conflicting views on the Staff's readiness to meet the present schedules for responses which you and Mr. Mizuno have communicated to me I believe the need for bare facts on this matter are particularly essential.

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The purpose of this letter is to advise you in advance of our position on this matter so you may take appropriate action before filing your request for an extension of time.

Sincerely,

Anthony Z. Roisman
Anthony Z. Roisman *cc*
Executive Director

cc: Service List