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RELATED CORRESPONDENCE

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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In the Matter of)
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GENERAL PUBLIC UTILITIES NUCLEAR)
)
(Three Mile Island Nuclear)
Station, Unit No. 1))

Docket No. 50-289 (CH)
OFFICE OF GENERAL INVESTIGATION
BRANCH

TMIA'S FIRST REQUEST FOR PRODUCTION OF
DOCUMENTS AND FIRST INTERROGATORIES
TO GENERAL PUBLIC UTILITIES NUCLEAR

Intervenor Three Mile Island Alert (TMIA), pursuant to 10 C.F.R. 2.740b, hereby requests General Public Utilities (GPU) answer the following interrogatories within 14 days after service of this request, separately, fully, in writing and under oath.

These interrogatories are deemed to be continuing, and any additional information relating in any way to these interrogatories which is acquired subsequent to the date of answering them, up to and including the time of hearing, shall be furnished to intervenor promptly after such information is acquired.

INSTRUCTIONS.

A. All information is to be divulged which is in your possession or under your control, or is in the possession or under the control of your present or former attorneys, consultants, accountants, or their agents.

B. Where an individual interrogatory calls for an answer which involves more than one part, each part of the answer should be set out so that it is clear to which interrogatory it refers.

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C. Where identification of a meeting, conversation, discussion or communication is required, the following shall be separately stated as to each such meeting, conversation, discussion or communication: the date, place, persons present or participating; the method of communication, whether oral or written; the identity of each participant; the substance of each person's participation; the substance or subject discussed or communicated; the purpose of the meeting or communication; the identity of any person who possesses information concerning such meeting, conversation, discussion or communication; the substance of any decision made at such meeting, discussion or conversation; any minutes, correspondence, notes, memoranda or other writing which resulted from or memorialized such meeting, discussion or conversation or communication, and the location of any such correspondence, notes, memoranda or other document.

D. Where identification of a document is required, state the following: its date; its exact title; the general subject matter of the document; the author and his/her affiliation, office or business, presently and at the time the document or correspondence was prepared; the last known address of every person to whom a copy of the document was to be sent, other than the addresses described above; the name and address of all persons who now have the original and/or copies; the identification and location of the files where the original and each copy is kept in the regular course of business and the custodian thereof; and whether the document will be made available for inspection and copying, and the site of such voluntary production.

E. If GPUN contends that the answer to any interrogatory is privileged, in whole or in part, or otherwise objects to any part of any interrogatory, state the reasons for each objection or grounds for

exclusion, and identify each person having knowledge of the factual basis, if any, on which the privilege or other ground is asserted.

F. If an interrogatory could, at one time, have been answered by consulting documents which are no longer in existence, in answer to such interrogatory:

1. identify what information was maintained;
2. identify all documents which contained such information;
3. state the time period during which such documents were maintained;
4. state the circumstances under which documents ceased to exist;
5. state the date when such documents ceased to exist;
6. identify all persons having knowledge of the circumstances under which such documents ceased to exist; and
7. identify all persons who have knowledge or had knowledge of the documents and their contents.

G. As used herein and unless the context otherwise required, the terms:

(i) "NRC" shall mean the Nuclear Regulatory Commission, its branches, departments, sections, offices, subdivisions, its present and former commissioners, administrators, officials, inspectors, investigators, staff, consultants, contractors, attorneys, employees, agents, representatives and accountants, or their agents, attorneys and representatives.

(ii) "General Public Utilities" or "GPU" shall mean General Public Utilities, any of its subsidiaries, including but not

limited to GPU Nuclear Corporation and Metropolitan Edison Company, it or its subsidiaries' branches, divisions, departments, sections, affiliates, offices, present and former officers, directors, management, board of directors, employees, staff, officials, agents, consultants, attorneys, representatives or their attorneys, representatives and agents.

(iii) "Document" shall mean every writing of every type and description, and every other instrument or device by which, through which or on which information has been recorded and/or preserved, including but not limited to memoranda, including those reflecting meetings, discussions or conversations, notes, letters, drawings, files, graphs, charts, maps, photographs, deeds, agreements, contracts, handwritten notes, diaries, logs, ledgers, studies, data sheets, notebooks, books, appointment calendars, telephone bills, telephone messages, receipts, vouchers, minutes of meetings, pamphlets, computations, calculations, accounting(s), financial statements, voice recordings, computer printouts, computer discs and programs, and other data compilations, device or media on which or through which information of any type is transmitted, recorded or preserved. The term "document" also means every copy of a document when such copy is not an identical duplicate of the original.

(iv) "Person" shall refer to any natural person, firm, partnership, joint venture, trust, corporation, holding company, or any other entity natural or legal, domestic or foreign.

(v) "Communication" shall mean communication, discussion, conversation, contact, letter, memorandum, telephone call, telegram, message or direction, whether written or oral, and whether in person, by telephone or by mail.

H. Some of the interrogatories are directed to specific individuals. Intervenor requests a response from only those individuals for all questions which are so directed.

I. When an interrogatory requests the identification of an individual or entity, set forth the following information as applicable:

1. full name;
2. present or last known address;
3. present or last known telephone number;
4. present occupation, job title and employer; and
5. occupation, job title and employer at the time of the event or period referred to in each particular interrogatory.

INTERROGATORIES.

1. Did a member of GPU personnel or agent of GPU accompany Charles Husted during his July 29, 1981 interview by Office of Inspection and Enforcement (OIE)? If you have answered yes, state;

- a. whether Husted requested that he be accompanied.
- b. the name and job title of the person who accompanied Husted.
- c. whether or not that person took notes of the interview.
- d. provide all notes taken during the interview.

2. After the July 29, 1981 interview was completed, did GPU management or its agent discuss the substance of the interview with Husted? if you have answered yes, state;

- a. the name and job title(s) of the person(s) who discussed the interview with Husted.
- b. the substance of the discussion.
- c. provide all documentation of the discussion.

3. Did GPU management or its agent provide Husted with a copy of the OIE report? If you have answered yes, state;

a. the name and job title(s) of the person(s) who provided Husted with a copy of the report.

4. Did GPU management or its agent discuss the section of the OIE report which referred to Husted, with Husted? If you have answered yes, state;

a. the name and job title(s) of the person(s) who discussed the section of the OIE report which referred to Husted.

b. the names and job titles of all persons present during the discussion.

c. the substance of the discussion.

d. provide all documentation of the discussion.

5. Did GPU management or its agent discuss that section of the Special Master's Report (SMR) which referred to Husted, with Husted? If you have answered yes, state;

a. the name and job title(s) of the person(s) who discussed the section of the SMR which referred to Husted.

b. the names and job titles of all persons present during the discussion.

c. the substance of the discussion.

d. provide all documentation of the discussion.

6. Did GPU management or its agent inform Husted of his right to comment on the SMR? If you have answered yes, state;

a. the name and job title(s) of the person(s) who informed Husted of his right to comment on the SMR.

b. the names and job titles of all persons present during the discussion.

- c. the substance of the discussion.
- d. provide all documentation of the discussion.

7. Did GPU management or its agent advise Husted to submit comments on the SMR? If you have answered yes, state;

a. the name and job title(s) of the person(s) who advised Husted to submit comments on the SMR.

b. the names and job titles of all persons present during the discussion.

c. the substance of the discussion.

d. provide all documentation of the discussion.

8. Did GPU management or its agent advise Husted not to submit comments on the SMR? If you have answered yes, state;

a. the name and job title(s) of the person(s) who advised Husted not to submit comments on the SMR.

b. the names and job titles of all persons present during the discussion.

c. the substance of the discussion.

d. provide all documentation of the discussion.

e. explain why he was so advised.

9. Did GPU management or its agent provide Husted with copies of the Commonwealth of Pennsylvania's Exceptions to the July 27, 1982 Partial Initial Decision (PID) and the Commonwealth's Brief in Support of its Exceptions? If you have answered yes, state;

a. the name and job title(s) of the person(s) who provided Husted copies of said documents.

b. when Husted was provided copies of said documents.

10. Did GPU management or its agent discuss the documents referenced in No. 9 above with Husted? If you have answered yes, state;

a. the name(s) and job title(s) of the person(s) who had the discussion with Husted.

b. the names and job titles of all persons present during the discussion.

c. the substance of the discussion.

d. provide all documentation of the discussion.

11. Did GPU management or its agent request Husted's input prior to making the agreement concerning Husted with the Commonwealth? If you have answered yes, state;

a. the name(s) and job title(s) of the person(s) who made the request.

b. when the request was made.

c. provide all documentation of any meeting with Husted at which the proposed agreement was discussed prior to the finalizing of the agreement.

d. provide all documentation of Husted's input.

12. Was Husted's promotion to Supervisor Non-Licensed Training in any way related to his concurrence with the stipulated agreement?

a. If you have answered yes, describe the relationship.

b. If you have answered no, state the reason for Husted's promotion.

13. Did GPU management or its agent discuss the sections of the July 27, 1982 PID which referred to Husted, with Husted? If you have answered yes, state;

a. the name(s) and job title(s) of the person(s) who discussed the sections of the PID which referred to Husted with him.

- b. when these discussions took place.
- c. the substance of the discussion.
- c. provide all documentation of the discussion.

14. Did GPU management or its agent discuss with Husted the relevant portions of ALAB-772? If you have answered yes, state;

a. the names(s) and job title(s) of the person(s) who discussed the relevant sections of ALAB-772 with Husted.

- b. when these discussions took place.
- c. the substance of the discussion.
- d. provide all documentation of the discussion.

15. Did GPU management or its agent advise Husted to request a hearing? If you have answered yes, state;

a. the name(s) and job title(s) of the person(s) who advised Husted to request a hearing.

- b. when these discussions took place.
- c. the substance of the discussion.
- d. provide all documentation of the discussion.

16. Is GPU management or its agent providing any part of Husted's legal fees, whether by direct payment to Husted or to his counsel, or by any other arrangement?

17. Identify every witness who will testify at the hearing in this proceeding on your behalf or who has been requested to testify, will be requested to testify or is likely to be requested to testify, regardless of whether the nature of the appearance be by summons or voluntary, and further state the subject area and substance upon which each witness is expected to testify.

DOCUMENTS TO BE PRODUCED.

1. Evaluations of Husted's job performance from the time of his employment at TMI through the time of his promotion to Supervisor Non-Licensed Training.
2. Documentation of GPU's promotional policy as it existed at the time of Husted's promotion to Supervisor Non-Licensed Training.
3. Copies of all of Husted's NRC and company-administered licensing examinations and quizzes since his employment at TMI.
4. All documents GPU intends to introduce during the course of the Husted hearing.

Respectfully submitted,

Louise Bradford

Louise Bradford
for Three Mile Island Alert, Inc.

March 25, 1986