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NRC PUBLIC DOCUMENT ROOM

October 31, 1978

Andrew C. Goodhope, Chairman
Atomic Safety and Licensing Board
3320 Estelle Terrace
Wheaton, Maryland 20906

Re: NRC Docket No. 50-549
Power Authority of the State of New York
(Greene County Nuclear Power Plant)



Dear Chairman Goodhope:

This letter will update the status of Lehigh Portland Cement Company's responses to the NRC Staff's interrogatories and request for production of documents. NRC Staff interrogatories to Lehigh Portland Cement Company M1 through M4, L1 through L11, and O1 through O11 have been answered by Lehigh Portland Cement Company with copies of the answers transmitted to all parties to these proceedings. Proposed answers to interrogatories H1 through H11 have been prepared in consultation with a member of Heidelberg's Management Board and submitted to the full Board in Heidelberg, Germany. As of this date, I have not received the answers signed by an appropriate member of the Heidelberg Management Board. Immediately upon receipt of these answers we will furnish them to the parties as we did with the previous interrogatories.

NRC Staff interrogatories and request for production of documents from Lehigh Portland Cement Company dated September 8, 1978 present substantial questions of proprietariness and confidentiality. Lehigh Portland Cement Company will not produce this document for examination by any party to this proceeding. Lehigh stands by its statement that this study concerns locating "a new cement plant in a new part of the country" and does not relate in any way to the existence, either present or future, of Lehigh's facilities at

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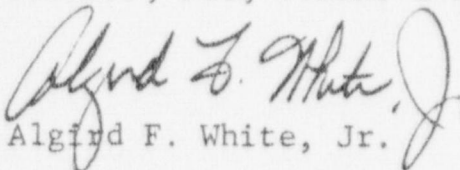
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Cementon. Lehigh's reasons for the confidentiality of this study are further detailed in the motion which we expect to make to you later this week under 10 CFR 2.740. In connection with the confidentiality of the study which is requested by the NRC Staff, we will furnish a supporting affidavit of Mr. Cummings, who made the statements referred to by Staff in its September 8 interrogatory.

I urge you not to rule on Staff's motion until such time as you have received Lehigh's motion and had an opportunity to rule on it.

Very truly yours,

DeGRAFF, FOY, CONWAY & HOLT-HARRIS


Algird F. White, Jr.

AFW:kar
cc: All parties