

6554

RELATED CORRESPONDENCE

HUNTON & WILLIAMS

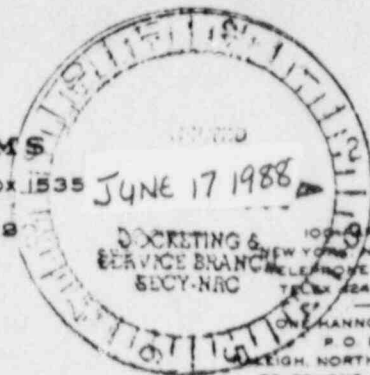
707 EAST MAIN STREET

P.O. Box 1535

RICHMOND, VIRGINIA 23218

TELEPHONE 804-788-8200

TELEX 6844251



2000 PENNSYLVANIA AVENUE, N.W.
P. O. BOX 19230
WASHINGTON, D. C. 20038
TELEPHONE 202-955-1500

FIRST VIRGINIA BANK TOWER
P. O. BOX 3889
NORFOLK, VIRGINIA 23514
TELEPHONE 804-625-5501
TELEX 755628

3050 CHAIN BRIDGE ROAD
P. O. BOX 1147
FAIRFAX, VIRGINIA 22030
TELEPHONE 703-352-2200

100 PARK AVENUE
NEW YORK, NEW YORK 10017
TELEPHONE 212-309-1000
TELEX 224549 HUNT UI

ONE HANNOVER SQUARE
P. O. BOX 109
Raleigh, NORTH CAROLINA 27602
TELEPHONE 919-899-3000

FIRST TENNESSEE BANK BUILDING
P. O. BOX 951
KNOXVILLE, TENNESSEE 37901
TELEPHONE 615-637-4311

June 15, 1988

FILE NO. 24566.300001
DIRECT DIAL NO. 804 788-8357

James P. Gleason, Chairman
Dr. Jerry R. Kline
Mr. Frederick J. Shon
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

By Telecopier

Docket No. 50-322-OL-3
Emergency Planning

Dear Judge Gleason and Members of the Board:

Enclosed, pursuant to the Board's June 10 teleconference Order disposing of realism/best efforts issues, is LILCO's Brief on the Appropriate Remedy for Intervenor's Failure to Comply with Board Orders. Consistent with the June 10 Order, LILCO has proposed in its Brief prompt further discovery restricted to issues over which the Board has retained jurisdiction: those relating to the existence and production of the Suffolk County Emergency Operations Plan and why it and other accurate information and documents dealing with emergency planning and response, either intended explicitly for Shoreham or adaptable to Shoreham, were not produced before the last few weeks.

Also being sent to the Board today by LILCO are requests for subpoenas to two former Suffolk County employees, Richard C. Roberts and William Regan, for their testimony on the subject of the Suffolk County Plan and related matters.

LILCO's Brief proposes, at page 26, an eleven-day schedule for the conduct of this discovery by deposition of various present and former Suffolk County and New York State officials. Each of these persons had been noticed for deposition as of June 10, when the Board issued its teleconference Order; several of them had been noticed several weeks previously. Given the past

8806230098 880615
PDR ADDCK 05000322
G PDR

DS03

HUNTON & WILLIAMS

June 15, 1988

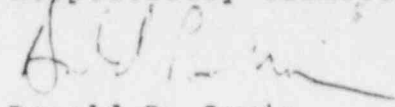
Page 2

difficulties with scheduling discovery, even pursuant to Board Order, LILCO's Brief proposes specific times and places for each proposed deposition. The first deposition would commence next Monday, June 20, at 9:00 a.m. in Albany (Germano); the last would begin at 9:00 a.m. on June 30 in Albany (Axelrod).

LILCO's Brief also notes that on June 7 LILCO served Intervenor by telecopy with its Third Set of Interrogatories on realism/best efforts issues. These interrogatories cover generally the same subject-matter as the depositions being sought for June 20-30. LILCO has reason to believe that, in light of the Board's June 10 teleconference Order, Intervenor do not intend to respond to these interrogatories absent an explicit order from the Board.

Because of the short time between now and the proposed commencement of this discovery schedule, LILCO requests that the Board issue an Order this week, explicitly confirming the June 20-30 deposition schedule and the requirement for responses on June 21 to LILCO's Third Set of Interrogatories.

Respectfully submitted,



Donald P. Irwin

cc w/enclosures: Service List