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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'88 MAY 24 P2:23

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before Administrative Judges

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Charles Bechhoefer, Chairman
Glenn O. Bright
Dr. James H. Carpenter

SERVED MAY 24 1988

In the Matter of
VERMONT YANKEE NUCLEAR
POWER CORPORATION
(Vermont Yankee Nuclear
Power Station)

Docket No. 50-271-OLA-2
(Testing Requirements for
ECCS and SLC Systems)

(ASLBP No. 88-567-04-OLA)

May 24, 1988

MEMORANDUM AND ORDER
(Intervention Requests and Prehearing Conference)

On January 26, 1988, the Nuclear Regulatory Commission published in the Federal Register a notice of opportunity for prior hearing on a proposed amendment to revise the Technical Specifications of the Vermont Yankee Nuclear Power Station's operating license, to modify requirements relating to the testing of the remaining train(s) of the Emergency Core Cooling System (ECCS) and the Standby Liquid Control (SLC) System, whenever one train has a component out of service. 53 Fed. Reg. 2114. On February 25, 1988, the State of Vermont and the Commonwealth of Massachusetts each filed timely intervention petitions.

On March 8, 1988, the Applicant/Licensee filed responses indicating that the State and Commonwealth each had set forth sufficient interest in the proceeding and that, upon filing of an acceptable contention,

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should be admitted as parties. On May 20, 1988, after having obtained several extensions of time for the purpose of exploring settlement, the NRC Staff also indicated that the petitioners had standing, had stated an aspect of the proceeding in which they were interested, and should be admitted as parties if acceptable contentions are filed.

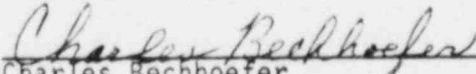
The Board agrees that Vermont and Massachusetts each have standing to participate in this proceeding and have set forth the aspects of the proceeding in which they are interested, as required by 10 C.F.R. § 2.714(a). In accordance with 10 C.F.R. § 2.714(b), contentions are hereby required to be filed by June 13, 1988. (They should be sent to the Applicant and NRC Staff by express mail, so as to be delivered to those parties by June 14, 1988.) Responses should be filed by the Applicant and Staff so as to be in the hands of the Board and other parties or petitioners by close of business Friday, June 24, 1988.

A prehearing conference is hereby scheduled for Tuesday, June 28, 1988 in Brattleboro, Vermont, to commence immediately following the conclusion of the status conference being scheduled this date in the ongoing spent fuel pool amendment proceeding. At the conference, the Board will consider any contentions which are submitted, as well as further scheduling of the proceeding and possibilities of settlement of various issues. Parties or petitioners for intervention who wish to submit a proposed agenda for the conference, specifying matters they wish to have discussed, are invited to do so. Such a proposed agenda should reach the Board and parties/petitioners no later than Friday, June 24, 1988.

At the conclusion of the prehearing conference, the Board will entertain oral limited appearance statements bearing upon this proceeding, as provided by 10 C.F.R. § 2.715(a).

IT IS SO ORDERED.

FOR THE ATOMIC SAFETY AND
Licensing Board


Charles Bechhoefer
ADMINISTRATIVE JUDGE

Dated at Bethesda, Maryland
this 24th day of May, 1988.