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May 25, 1989

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF ENCL. 15-17
DOCKETING & SERVICE
BRANCH

before the
ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)

PUBLIC SERVICE COMPANY OF)
NEW HAMPSHIRE, et al.)

(Seabrook Station, Units 1 and 2) ,

Docket Nos. 50-443-OL
50-444-OLOff-site Emergency
Planning Issues

**APPLICANTS' OBJECTION IN THE NATURE OF A
MOTION IN LIMINE TO A PORTION OF THE
PREFILED TESTIMONY OF CHARLES D. JONES**

Applicants object to and move this Board in the nature of a Motion in Limine to exclude as evidence in this proceeding one portion of the "Testimony of Charles D. Jones on Behalf of Attorney General James M. Shannon, Attorney General for the Commonwealth of Massachusetts, Regarding JI 27A, 61 and 62" [hereinafter "Testimony"]. In support of their motion, Applicants say that the section of Testimony is not material or relevant to any issue presently before this Board.

The Testimony generally echoes the complaints raised by the Intervenor in JI Contentions 27, 61 and 62 concerning

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the adequacy of Applicants' efforts to coordinate ORO emergency response with the non-participating Massachusetts state and local response organizations. In the first full paragraph of page 17 of the Testimony, however, the witness suddenly alleges that "there should be at least two liaison personnel assigned to each location." The paragraph goes on to state that "[o]ne [liaison] should be expert in explaining plant conditions, how the accident occurred" and simplified analysis of radiation effects, while another liaison "should be expert in the plans and procedures of the SPMC [and] . . . the Commonwealth."

Nowhere in JI Contentions 27, 61, or 62 is there any allegation that the number of liaison personnel needs to be "at least" doubled. Nor is there any allegation that the liaison function needs to be bifurcated, with a "technical" as well as a "plans" liaison provided to each EPZ community and each of the three principal Commonwealth response organizations. Finally, neither of these new allegations is contained in any of the answers provided by the Mass AG or NECNP to Applicants' twenty-seven (27) different interrogatories going to those three contentions.

Since the allegations contained in the first full paragraph of page 17 were neither contained in the contentions nor disclosed in discovery, those allegations are

beyond the scope of the contentions as admitted.

Accordingly, the paragraph should be excluded as irrelevant.

Respectfully submitted,

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CERTIFICATE OF SERVICE '89 MAY 30 A11:32

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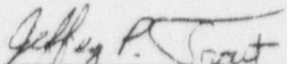
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