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Honorable Louis J. Carter  
Atomic Safety and Licensing Board  
7300 City Line Avenue  
Philadelphia, Pennsylvania 19151

Re: Consolidated Edison Company (Indian Point,  
Unit 2); Power Authority of the State of  
New York (Indian Point, Unit 3); Docket  
Nos. 50-247-SP; 50-286-SP

Dear Judge Carter:

This letter will respond to your telephone request of May 25 for a report on the present status of the matters raised in my letters of (1) May 10, 1982 to Ms. Judith Kessler of Rockland Citizens for Safe Energy ("RCSE") and (2) May 12, 1982 to Ms. Kathy Toscani of Parents Concerned about Indian Point ("Parents").

Notwithstanding the untimely filing of the RCSE interrogatories as described in my letter to Ms. Kessler, licensees on May 24 served a response to the interrogatories. We therefore consider the "RCSE Response to Licensees' May 10, 1982 Communication Re Timely Service of RCSE Interrogatories; Request for Board Ruling Re Licensees' Compliance with RCSE Interrogatories," dated May 18, 1982 to be moot.

With regard to the subject of document production discussed in my letter to Ms. Toscani, in view of licensees' desire

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Honorable Louis J. Carter  
May 27, 1982  
Page Two

to expedite discovery to the extent possible, given the tremendous volume of discovery requests directed to them, licensees divided the document production into two categories.

First, documents cited in licensees' interrogatory answers have already been made available to intervenors by one or a combination of the following means:

(1) When the documents are not voluminous, by physically annexing the documents to the licensees' interrogatory responses (e.g., in the case of licensees' responses to RCSE and WESPAC interrogatories);

(2) By arrangement with UCS/NYPIRG, by making the documents cited regarding methodology used by Parsons, Brinckerhoff, Quade and Douglas, Inc. available to UCS/NYPIRG for inspection and copying on May 17, 1982. A representative of FOE/Audubon also attended this inspection;

(3) Making copies of the documents cited in the licensees' responses to the UCS/NYPIRG interrogatories available for inspection and copying at the offices of Shea & Gould on May 21, 1982; and

(4) Forwarding copies of the documents described in (3) above to the White Plains Public Library and the Public Documents Room of the Nuclear Regulatory Commission in Washington, D.C.

Second, with respect to the remaining requests by intervenors for document production, licensees will serve a response to these requests on or before June 1, and licensees will produce for inspection and copying by the parties all requested documents not objected to, on June 1, 1982 at 9:30 a.m. at the offices of Shea & Gould, all in accordance with 10 CFR §2.741.

Honorable Louis J. Carter  
May 27, 1982  
Page Three

We also discussed licensees' objection to the untimely service of West Branch Conservation Association's ("WBCA's") "Request to NRC Staff to Expedite Replies and Second Set of Interrogatories to Staff, Licensees and State of N.Y." Approximately simultaneously with our telephone conversation, a letter to Ms. Fleisher from me dated May 25 was mailed.\*

I have reviewed this letter in light of our conversation. Licensees continue to submit that the positions taken therein and in the licensees' letter to the Board of May 14, 1982 are correct. However, licensees will attempt to respond to WBCA's second set of interrogatories to the extent time is available to do so. As the relevant personnel are now fully involved in preparing direct testimony to meet the Board's deadline for filing such testimony, it is unlikely that licensees will be able to begin to address themselves to these interrogatories prior to June 7.

Licensees, however, continue to submit that WBCA's Second Set of Interrogatories is improper under any interpretation of the Board's order of April 23, 1982 and mailgram of May 12, 1982. The interrogatories were served nearly two weeks after the Board's deadline, and there is absolutely no reason why these interrogatories could not have been served in compliance with the deadline established by the Board. Licensees have already responded to over 180 interrogatories dealing with every conceivable aspect of Commission questions three and four, and a response to WBCA's second set of interrogatories will not contribute to the Board's task of answering these questions.

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\* A copy of this letter was previously transmitted to the Board, but another copy is enclosed for your reference.

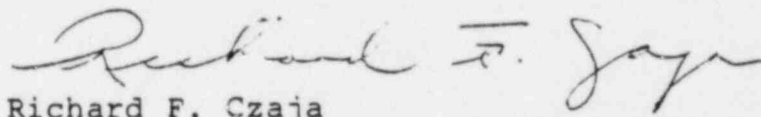
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Honorable Louis J. Carter  
May 27, 1982  
Page Four

Finally, I should emphasize that this letter sets forth the status of questions regarding dates of service of interrogatories. Licensees have substantial objections to the substance of intervenors' responses to licensees' interrogatories. These objections will be the subject of appropriate applications.

I have discussed the text of this letter with counsel for Con Edison, who concurs with the statements herein.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Richard F. Czaja".

Richard F. Czaja

RFC:mav

cc: Hon. Oscar H. Paris  
Hon. Frederick J. Shon  
Service List