

EDO Principal Correspondence Control

FROM: DUE: 06/29/00

EDO CONTROL: G20000299  
DOC DT: 06/14/00  
FINAL REPLY:

Representative Sue W. Kelly

TO:

Chairman Meserve

FOR SIGNATURE OF :

\*\* PRI \*\*

CRC NO: 00-0393

Chairman

DESC:

ROUTING:

Restart Issues of Indian Point 2

Travers  
Paperiello  
Miraglia  
Norry  
Craig  
Burns/Cyr  
Miller, RI

DATE: 06/16/00

ASSIGNED TO:

CONTACT:

NRR

Collins

SPECIAL INSTRUCTIONS OR REMARKS:

OFFICE OF THE SECRETARY  
CORRESPONDENCE CONTROL TICKET

Date Printed: Jun 16, 2000 14:16

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**PAPER NUMBER:** LTR-00-0393 **LOGGING DATE:** 06/16/2000  
**ACTION OFFICE:** EDO

**AUTHOR:** SUE KELLY  
**AFFILIATION:** REP  
**ADDRESSEE:** RICHARD MESERVE  
**SUBJECT:** PROPOSED RESTART OF OPERATIONS AT INDIAN PT 2 POWER FAC

**ACTION:** Signature of Chairman  
**DISTRIBUTION:** RF, RAS, OCA TO ACK

**LETTER DATE:** 06/16/2000  
**ACKNOWLEDGED:** No  
**SPECIAL HANDLING:** COMMISSION CORRES

**NOTES:**

**FILE LOCATION:** ADAMS

**DATE DUE:** 07/03/2000 **DATE SIGNED:**

EDO --G20000299

SUE W. KELLY  
19TH DISTRICT, NEW YORK

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TRANSPORTATION AND INFRASTRUCTURE  
SUBCOMMITTEE ON SURFACE TRANSPORTATION  
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COMMUNITY OPPORTUNITY

ASSISTANT MAJORITY WHIP

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-3219**

June 14, 2000

PLEASE REPLY TO:  
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WASHINGTON, DC 20515  
(202) 225-5441

21 OLD MAIN STREET, ROOM #205  
FISHKILL, NEW YORK 12524  
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110 RADIO CIRCLE DRIVE  
MT. KISCO, NEW YORK 10549  
(914) 241-6340

**Chairman Richard A. Meserve**  
**Nuclear Regulatory Commission**  
**Washington, D.C. 20555**

Dear Chairman Meserve:

My purpose in writing is to draw your attention to some serious issues regarding the proposed re-start of operations at Indian Point 2 nuclear power facility in Westchester County, New York.

The Indian Point 2 facility has been a point of deep concern for several months now, the impetus for this being the rupture of a steam generator tube on the night of February 15 and the resultant emergency alert declaration. A series of developments in the months following the incident have served to further undermine public confidence in plant safety. Among them:

- A report released in March by the Nuclear Regulatory Commission's (NRC) Office of Nuclear Regulatory Research (RES) cited NRC staff mishandling of a 1997 inspection of the plant's steam generators.
- A determination made by NRC officials in May that the operations at Indian Point 2 merited an "agency focus," the highest level of NRC scrutiny.
- The initiation of an investigation by the NRC Inspector General into NRC staff conduct surrounding the February emergency alert.
- The failure of the plant's operator, Consolidated Edison (ConEd), to fully disclose information relating to reported inspections conducted by the Institute of Nuclear Power Operations (INPO).

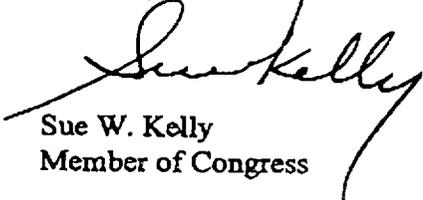
ConEd has recently proposed to re-start operations at the plant using the current, aging steam generators, a proposal I find to be remarkable in its ostensible disregard of these serious and unresolved concerns that have been raised.

I write to request your assistance in seeing that this proposal be provided with the highest level of scrutiny by your agency. Given these serious concerns, I am requesting that the Commissioners of the NRC make the final determination on the proposal to restart the plant and fully consider all factors surrounding the operations of the plant as outlined above. It is my understanding that currently, this determination is to be made by staff of the NRC's Office of Nuclear Reactor Regulation (NRR).

Mr. Chairman, I am urging you to use the full power of your office to ensure that the safety of our community is not put in jeopardy. I hope that your agency will agree that the proposal to restart operations at Indian Point 2 is not in the best interests of the community.

Your attention to this pressing matter is appreciated.

Sincerely,



Sue W. Kelly  
Member of Congress