

June 26, 2000

Mr. David A. Lochbaum  
Union of Concerned Scientists  
1616 P Street, NW, Suite 310  
Washington, DC 20036-1495

Dear Mr. Lochbaum:

I am replying to your letter of May 31, 2000, to Mr. Hubert Bell, Inspector General of the U.S. Nuclear Regulatory Commission (NRC), in which you wished to alert him about a potential problem regarding a then-forthcoming meeting between the NRC staff and Consolidated Edison Company of New York (Con Ed) to discuss the Indian Point Nuclear Generating Unit No. 2 steam generator inspection results. Specifically, you stated in the letter that your purpose was to alert him, with the express intent of preventing the NRC staff from violating Management Directive (MD) 3.5, "Public Attendance at Certain Meetings Involving the NRC Staff," when the canceled meeting of June 1, 2000, is rescheduled and held.

When the NRC staff scheduled the meeting for June 1, the NRC staff indicated in the meeting notice that the meeting was to be closed to the public but a non-proprietary summary of the meeting would be prepared and made available to the public upon request. However, the June 1 meeting was subsequently canceled because of a conflict involving the availability of certain NRC staff participants.

Shortly after the June 1 meeting notice was issued, the staff began work to possibly rearrange the meeting so that members of the public could attend. Thus, when the meeting was rescheduled for June 6, 2000, the staff stated in its meeting notice of June 2, 2000, that members of the public could attend, but portions of the meeting and associated discussions might relate to a process that was proprietary. Although the notice also explained that those portions would be closed to the public and a non-proprietary summary of the meeting would be prepared, no proprietary information was discussed during the meeting.

In summary, the NRC staff had taken action to allow public attendance at the rescheduled meeting on June 6 before the receipt of your letter. The data and other information that proceeded from the meeting will be incorporated into the staff's safety evaluation regarding restart of the facility.

I appreciate your concern in this matter.

Sincerely,

*/RA/*

John A. Zwolinski, Director  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

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**/RA/**

John A. Zwolinski, Director  
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