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New England Coalition on Nuclear Pollution

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By Fax and by Mail

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July 14, 2000

Office of the Secretary
Rulemaking and Adjudications Staff
U.S. Nuclear Regulatory Commission
Washington, DC

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SERVED JUL 19 2000

**In the Matter of Millstone Nuclear Energy Company (Millstone Nuclear Power Station, Unit No.3; Facility Operating License NPF-49);
Docket No. 50-423-LA-3; ASLBP No. 00-711-01-LA**

REQUEST FOR LIMITED ORAL APPEARANCE

In accord with the terms of a Federal register Notice, May 18, 2000, Page 31617, I hereby request permission to make a limited oral appearance before the Atomic Safety and Licensing Board Public in the above captioned matter at New London, Connecticut on Tuesday, July 18, 2000.

According to the Notice, this Opportunity for Oral Limited Appearance Statements is to take place at the Radisson Hotel, New London, from 7:00-9:00 p.m.

If I am to be permitted to make a statement, please schedule the time of my statement in the first hour of this Opportunity for Oral Limited Appearance Statements if possible. I ask this because I am obligated to return to my office in Edgecomb, Maine the same evening following a round trip drive of over 400 miles.

As a representative of the New England Coalition on Nuclear Pollution, and an active participant in an extensive round of recent NRC efforts to risk-inform wet storage of spent fuel, I believe my statement may make a positive contribution to the Board's consideration of matters at issue in this proceeding. Therefore I anxiously await your response.

Sincerely,



Raymond Shadis
Staff Technical Advisor
New England Coalition
207-882-7801
shadis@ime.net

Cc: Hon. Charles Bechhoefer, Chairman
Atomic Safety and Licensing Board
T-3 F 23,
U.S. Nuclear Regulatory Commission
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Template = SECY-038

SECY-02

JONATHAN M. BLOCK

ATTORNEY

AT

'00 JUL 19 8:14

LAW

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July 14, 2000

Office of the Secretary
 Rulemaking and Adjudications Staff
 U.S. Nuclear Regulatory Commission
 Washington, DC
 By Fax and by Mail : 301-415-1101

In the Matter of Millstone Nuclear Energy Company (Millstone Nuclear Power Station, Unit No.3; Facility Operating License NPF-49); Docket No. 50-423-LA-3; ASLBP No. 00-711-01-LA

Re: REQUEST TO MAKE A LIMITED ORAL APPEARANCE STATEMENT

In accord with the terms of a Federal register Notice, May 18, 2000, Page 31617, I hereby request permission to make a limited oral appearance before the Atomic Safety and Licensing Board Public in the above captioned matter at New London, Connecticut on Tuesday, July 18, 2000. According to the Notice, this Opportunity for Oral Limited Appearance Statements is to take place at the Radisson Hotel, New London, from 7:00-9:00 p.m.

If I am to be permitted to make a statement, please schedule the time of my statement in the first hour of this Opportunity for Oral Limited Appearance Statements if possible. I ask this because I am obligated to return to my office in Putney, Vermont, the same evening following a round trip drive of over 300 miles.

As a representative of the Citizens Awareness Network, a participant in a coalition that has brought this matter to the Board, I believe my statement will make a positive contribution to the Board's consideration of matters at issue.

Sincerely,



Jonathan M. Block

Attorney at Law

For Citizens Awareness Network

Cc: Hon. Charles Bechhoefer, Chairman FAX: 301-415-5599
 Atomic Safety and Licensing Board
 T-3 F 23,
 U.S. Nuclear Regulatory Commission
 Washington, DC 20555

MICHAEL P. FORBES
1ST DISTRICT, NEW YORK

COMMITTEE:
APPROPRIATIONS

SUBCOMMITTEES:
ENERGY AND WATER DEVELOPMENT
TRANSPORTATION

COMMITTEE:
BANKING AND FINANCIAL SERVICES

COMMISSION ON SECURITY AND
COOPERATION IN EUROPE

Congress of the United States
House of Representatives
Washington, DC 20515-3201

July 17, 2000

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mike.forbes@mail.house.gov

The Honorable Annette Vietti-Cook
Office of the Secretary
Rulemakings & Adjudications Staff
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Secretary Vietti-Cook:

Re: **In the matter of Northeast Nuclear Energy Company**
Docket No. 50-423-LA-3
ASLBP No. 00-771-01-LA

I strongly oppose the application filed by Northeast Utilities to double the capacity of the spent fuel pool of the Millstone Nuclear Power Station's Unit 3 reactor in Waterford, Connecticut. The nuclear waste storage pool at the Millstone Unit 3 reactor was designed to store 756 spent rods. Northeast Utilities plans to fit 1,860 assemblies into that space.

I have long been in opposition to continued operation of the reactors at Millstone. Several years ago, I asked the Nuclear Regulatory Commission (NRC) to close down the reactors after a checkered history and the absence of an evacuation plan for the people of Long Island. The continued operation-- much less the expansion-- of the Millstone facility should be denied for a variety of reasons.

First, the addition of high-density storage racks of the spent fuel storage pool is too great a risk to the public. The proposal would make the Millstone spent fuel pool a high level waste repository in direct violation of safety regulations. According to scientists, the fuel pool was not designed for this purpose, and this greatly increases the chance of an accident that could release long-lived radioactive substances. The proposed activity significantly increases the probability of an accident in the spent fuel pool.

Second, Millstone has incurred the largest single fine in the history of the United States nuclear power industry signifying a pattern of serious operational problems and a weak safety record. Many others and I still lack complete confidence in Millstone's ability to properly manage these facilities.

Third, in the event of a catastrophe, there is no emergency management and evacuation plan for Suffolk County (NY) residents. Located in Waterford, Connecticut -- just 11 miles

across the Long Island Sound from the North Fork of Long Island, Millstone is clearly in close proximity to the three million people in Long Island. Any event involving the reactors there could likely devastate this region.

I believe that any expansion of Millstone's storage facilities would unnecessarily endanger the public welfare. The NRC is responsible to make sure that the generation and transmission of nuclear power is safe. Thus, NRC must deny Northeast Utilities' application to prevent such a threat.

Sincerely,


MICHAEL P. FORBES
Member of Congress

MPF/pk

NUCLEAR REGULATORY COMMISSION

In the Matter of)

NORTHEAST NUCLEAR ENERGY)
COMPANY.)

(Millstone Nuclear Power Station,)
Unit No. 3))

Docket No. 50-423-LA-3

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LIMITED APPEARANCE STATEMENTS OF NECNP, CAN & HON. FORBES have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Charles Bechhoefer, Chairman
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Richard F. Cole
Atomic Safety and Licensing Board Panel
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Washington, DC 20555-0001

Administrative Judge
Charles N. Kelber
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Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Ann P. Hodgdon, Esq.
Robert M. Weisman, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Lillian M. Cuoco, Esq.
Senior Nuclear Counsel
Northeast Utilities Service Company
107 Selden Street
Berlin, CT 06037

Docket No. 50-423-LA-3
LIMITED APPEARANCE
STATEMENTS OF NECNP,
CAN & HON. FORBES

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Donald P. Ferraro, Esq.
Winston & Strawn
1400 L Street, NW
Washington, DC 20005

Nancy Burton, Esq.
147 Cross Highway
Redding Ridge, CT 06876



Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 19th day of July 2000