#### March 9, 2001

LICENSEE: Consolidated Edison Company of New York, Inc. (Con Ed)

FACILITY: Indian Point Nuclear Generating Unit No. 2 (IP2)

SUBJECT: SUMMARY OF MEETING WITH PETITIONERS AND CON ED

CONCERNING 10 CFR 2.206 PETITION REGARDING INDIAN POINT NUCLEAR GENERATING, UNIT NO. 2, MANAGEMENT ISSUES (TAC

NO. MB0736)

On January 24, 2001, the Nuclear Regulatory Commission (NRC) met with members of the Citizen Awareness Network (CAN), Environmental Advocates, Westchester Peoples Action Coalition, and Nuclear Information and Resource Service (petitioners), who had filed a 10 CFR 2.206 Petition concerning Indian Point Unit 2 (IP2), at the NRC Headquarters in Rockville, Maryland. A representative from Consolidated Edison Company of New York (Con Ed) also participated in the meeting. The purpose of the meeting was to provide an opportunity for the petitioners and the licensee to provide additional information and clarifications concerning the Petition, submitted on December 4, 2000, requesting the NRC (1) suspend the license for IP2 for persistent, pervasive, and negligent management of the reactor, (2) investigate potential misrepresentation of material fact, (3) revoke the license for IP2 if evidence of deliberate misrepresentation of information is found, (4) maintain IP2 on the agency focus list if the NRC does not revoke or suspend the license for IP2, (5) deny the transfer of the IP2 license until certain management issues have been addressed, and (6) maintain the reactor shutdown until management issues are analyzed and corrected.

Each of the petitioners discussed the basis for the requested actions and emphasized why they felt the requested actions were necessary. Enclosure 1 is a list of attendees at the meeting. The meeting was transcribed, and a copy of the transcription is provided as Enclosure 2. During the meeting, the petitioners provided three documents to supplement their December 4, 2000, Petition; a series of IP2 condition reports, an evaluation of the condition reports by the Union of Concerned Scientists, and a redacted copy of the Citizen Awareness Network, Inc.'s Revised Contentions on Financial Qualifications Issue in the License Transfers for James A. FitzPatrick and Indian Point 3 Nuclear Power Stations Per Commission Memorandum and Order, November 27, 2000. (Redacted version dated, January 10, 2001). These three documents are provided as Enclosures 3, 4, and 5, respectively. The copy of the IP2 condition reports in Enclosure 3 has been redacted due to the sensitive nature of the information contained in the IP2 condition reports.

Please direct any inquiries concerning this meeting to the Petition Manager, Christopher Gratton, at (301) 415-1055 or CXG1@NRC.GOV.

Docket No. 50-247

Enclosures: As stated

cc w/encls: See next page

#### March 9, 2001

LICENSEE: Consolidated Edison Company of New York, Inc. (Con Ed)

FACILITY: Indian Point Nuclear Generating Unit No. 2 (IP2)

SUBJECT: SUMMARY OF MEETING WITH PETITIONERS AND CON ED

CONCERNING 10 CFR 2.206 PETITION REGARDING INDIAN POINT NUCLEAR GENERATING, UNIT NO. 2, MANAGEMENT ISSUES (TAC

NO. MB0736)

On January 24, 2001, the Nuclear Regulatory Commission (NRC) met with members of the Citizen Awareness Network (CAN), Environmental Advocates, Westchester Peoples Action Coalition, and Nuclear Information and Resource Service (petitioners), who had filed a 10 CFR 2.206 Petition concerning Indian Point Unit 2 (IP2), at the NRC Headquarters in Rockville, Maryland. A representative from Consolidated Edison Company of New York (Con Ed) also participated in the meeting. The purpose of the meeting was to provide an opportunity for the petitioners and the licensee to provide additional information and clarifications concerning the Petition, submitted on December 4, 2000, requesting the NRC (1) suspend the license for IP2 for persistent, pervasive, and negligent management of the reactor, (2) investigate potential misrepresentation of material fact, (3) revoke the license for IP2 if evidence of deliberate misrepresentation of information is found, (4) maintain IP2 on the agency focus list if the NRC does not revoke or suspend the license for IP2, (5) deny the transfer of the IP2 license until certain management issues have been addressed, and (6) maintain the reactor shutdown until management issues are analyzed and corrected.

Each of the petitioners discussed the basis for the requested actions and emphasized why they felt the requested actions were necessary. Enclosure 1 is a list of attendees at the meeting. The meeting was transcribed, and a copy of the transcription is provided as Enclosure 2. During the meeting, the petitioners provided three documents to supplement their December 4, 2000, Petition; a series of IP2 condition reports, an evaluation of the condition reports by the Union of Concerned Scientists, and a redacted copy of the Citizen Awareness Network, Inc.'s Revised Contentions on Financial Qualifications Issue in the License Transfers for James A. FitzPatrick and Indian Point 3 Nuclear Power Stations Per Commission Memorandum and Order, November 27, 2000. (Redacted version dated, January 10, 2001). These three documents are provided as Enclosures 3, 4, and 5, respectively. The copy of the IP2 condition reports in Enclosure 3 has been redacted due to the sensitive nature of the information contained in the IP2 condition reports.

Please direct any inquiries concerning this meeting to the Petition Manager, Christopher Gratton, at (301) 415-1055 or <a href="mailto:CXG1@NRC.GOV">CXG1@NRC.GOV</a>.

Docket No. 50-247

Enclosures: As stated

cc w/encls: See next page

Accession Number: ML010450222

OFC	PM:PDI-1	LA:PDI-1	SC:PDI-1
NAME	CGratton	SLittle	MGamberoni
DATE	3/8/01	3/8/01	3/8/01

OFFICIAL RECORD COPY

DATE:	March 9, 2001	

# TRANSCRIPT OF MEETING WITH PETITIONERS AND CON ED CONCERNING 10 CFR 2.206 PETITION REGARDING IP2 MANAGEMENT ISSUES (TAC NO. MB0736)

DISTRIBUTION

**PUBLIC** 

RidsNrrDlpm

RidsNrrDlpmLpdi

RidsNrrDlpmLpdii

RidsNrrDlpmLpdi1

RidsNrrPMPMilano

RidsNrrPMRSubbaratnam

RidsOgcRp

RidsAcrsAcnMailCenter

RidsRgn1MailCenter

JShea (e-mail)

RidsNrrPMCGratton

BHolian (e-mail)

P. Eselgroth (e-mail)

**HARD COPY** 

PDI-I Reading

SLittle

MGamberoni

# Indian Point Nuclear Generating Station Units ½

Mr. A. Alan Blind Vice President, Nuclear Power Consolidated Edison Company Of New York, Inc. Broadway and Bleakley Avenue Buchanan, NY 10511

Mayor, Village of Buchanan 236 Tate Avenue Buchanan, NY 10511

Mr. William M. Flynn, President New York State Energy, Research, and Development Authority Corporate Plaza West 286 Washington Ave. Extension Albany, NY 12203-6399

Mr. John McCann
Manager of Nuclear Safety and
Licensing
Consolidated Edison Company
of New York, Inc.
Broadway and Bleakley Avenue
Buchanan, NY 10511

Senior Resident Inspector
U. S. Nuclear Regulatory Commission
P.O. Box 38
Buchanan, NY 10511

Mr. Brent L. Brandenburg Assistant General Counsel Consolidated Edison Company of New York, Inc. 4 Irving Place - 1822 New York, NY 10003

David Lochbaum Nuclear Safety Engineer Union of Concerned Scientists 1707 H Street, NW., Suite 600 Washington, DC 20006 Edward Smeloff Pace University School of Law The Energy Project 78 North Broadway White Plains, NY 10603

Charles Donaldson, Esquire Assistant Attorney General New York Department of Law 120 Broadway New York, NY 10271

Ms. Charlene D. Faison, Director Nuclear Licensing Power Authority of the State of New York 123 Main Street White Plains, NY 10601

Mr. Thomas Rose Secretary - NFSC Consolidated Edison Company of New York, Inc. Broadway and Bleakley Avenue Buchanan, NY 10511

Regional Administrator, Region I U. S. Nuclear Regulatory Commission 475 Allendale Road King of Prussia, PA 19406

Mr. Paul Eddy New York State Department of Public Service 3 Empire State Plaza, 10th Floor Albany, NY 12223

Jim Riccio Public Citizen's Critical Mass Energy Project 215 Pennsylvania Ave., SE Washington, DC 20003

Michael Mariotte Nuclear Information & Resources Service 1424 16<sup>th</sup> Street, NW, Suite 404 Washington, DC 20036

# Indian Point Nuclear Generating Station Units 1/2

Deborah Katz Executive Director Citizens Awareness Network P.O. Box 83 Shelburne Falls, MA 01370

Marilyn Elie Organizer Citizens Awareness Network 2A Adrain Court Cortlandt Manor, NY 10567

Tim Judson Organizer Citizens Awareness Network 140 Bassett Street Syracuse, NY 13213

Kyle Rabin Environmental Advocates 353 Hamilton Street Albany, NY 12210

Mark Jacobs Executive Director Westchester Peoples Action Coalition 255 Dr. M.L. King Jr. Boulevard White Plains, NY 10601

Paul Gunter Nuclear Information & Resource Service 1424 16<sup>th</sup> Street, NW, #404 Washington, DC 20036

## **MEETING ATTENDEES**

## INDIAN POINT 2 - 2.206 PETITION

### **JANUARY 24, 2001**

NAME ORGANIZATION

John Minns

John McCann

Con Edison

Dan Salter

HGP, Inc.

Bob Clark

Patrick Milano

Ramachan Subbaratnam

DLPM PM

NRR/DLPM

NRR/DLPM

Peter Eselgroth NRC - Region 1

James Riccio Public Citizen Critical Mass Energy Project

Mark Jacobs Westchester Peoples Action Coalition

Deb Katz Citizens Awareness Network

Kyle Rabin Environmental Advocate

Tim Judson NY - Citizens Awareness Network

Paul Gunter Nuclear Information & Resource Service

Fred Katz Citizens Awareness Network

E. G. Adensam NRC/NRR/DLPM/LPDI

Diane Screnci Region 1
Neil Sheehan Region 1

John Zwolinski NRC/NRR/DLPM
Marsha Gamberoni NRC/NRR/DLPM
Chris Gratton NRC/NRR/DLPM

Jack Goldberg NRC/OGC

Herbert Berkow NRC/NRR/DLPM

David Lochbaum Union of Concerned Scientists