

July 31, 2001

Ms. Debra Katz
Executive Director
Citizens Awareness Network
PO Box 83
Shelburne Falls, MA 01370

Dear Ms. Katz:

The purpose of this letter is to inform you of the results of the Petition Review Board's (PRB's) review of your request to include supplemental information in the staff's review of your Petition dated December 4, 2000.

On June 5, 2001, during a telephone conversation with Mr. Christopher Gratton of my staff, you requested that the Nuclear Regulatory Commission (NRC) consider as a supplement to your Petition the information contained in Exhibit 1 of "Citizens Awareness Network, Inc.'s Reply to Applicants' Answer to CAN's Petition for Leave to Intervene and Request for Hearing on the License Transfer Applications for Indian Point Nuclear Generating Unit Nos. 1 and 2," dated April 26, 2001 ("Exhibit 1"), which Citizens Awareness Network (CAN) filed in the pending license transfer proceeding. The PRB subsequently met on June 28, 2001, to discuss Exhibit 1 and to determine its impact on the evaluation of your Petition. Separately, the NRC staff is currently reviewing the information contained in the supplement as part of "Contentions Challenging the License Transfer Application," filed by CAN in the transfer proceeding on April 9, 2001. Because the license transfer proceeding is a pending proceeding in which the Petitioners are seeking to become party and in which the Petitioners' Exhibit 1 may be addressed, the PRB concluded that your Exhibit 1 will not be treated as a supplement to your 2.206 Petition at this time. See Management Directive 8.11, Handbook Part III, Section (C)(1)(a)(iii). See also Section (C)(2)(c).

The PRB also determined, however, that if CAN is not admitted as a party to the license transfer proceeding or the information contained in Exhibit 1 is not addressed in the transfer proceeding, the Petitioners have the option of re-submitting the relevant information for consideration under 10 CFR 2.206. In such case, if the request for review is submitted before the final Director's Decision on the Petitioners' December 4, 2000, Petition is issued, the PRB will decide whether to consolidate the information with the existing Petition, or treat the submittal as a new Petition. If the request is received after the Director's Decision has been issued, the PRB will decide whether it meets the criteria for reopening the Director's Decision or for treatment as a new Petition.

As a result of the additional review and evaluation of the June 5, 2001, supplement, the issuance of the proposed Director's Decision was delayed approximately 10 working days. Mr. Gratton discussed this schedule change with you in a telephone conversation on July 3, 2001.

D. Katz

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I would like to express my sincere appreciation for your effort in bringing these matters to the attention of the NRC.

Sincerely,

/RA/

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

cc: See next page

D. Katz

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Sincerely,

/RA/

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

cc: See next page

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