

APR 26 1971

Docket No. 50-247

Mr. William J. Cahill, Jr.  
Vice President  
Consolidated Edison Company  
of New York, Inc.  
4 Irving Place  
New York, New York 10003

Dear Mr. Cahill:

This is in response to your inquiry concerning authorization for fuel loading and precritical testing for Indian Point Unit No. 2, Docket No. 50-247, prior to issuance of any full-power operating license. Your proposals in this regard were discussed with you and representatives of your company at a meeting held in our Bethesda office on March 3, 1971. As a result of that discussion, further written information with specific details of your proposed operations was provided for our review on March 19, 1971 and a copy was placed in the Commission's Public Document Room. Subsequently, an additional meeting was held in Bethesda on March 31, 1971 and a visit to the Indian Point site was conducted on April 15, 1971 as a part of this review.

On the basis of our review, we have concluded that the extent of plant completion which you propose will be accomplished prior to fuel loading is insufficient to be compatible with fuel loading and precritical testing operations.

You are, of course, free to seek such authorization from the Board now or at a subsequent date, either separately or as a part of an authorization for low power or full power operation. Our position will be that a significantly higher degree of completion in conformance with the Final Facility Description and Safety Analysis Report (FFDSAR)

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should be required as a condition of such authorization. Specific incomplete systems, components, tests, or procedures can be evaluated and possibly accommodated taking into account interaction of incomplete matters and the type of operation authorized by the license. This procedure would be in conformance with our past practices.

In evaluating any such proposal, we emphasize our need to consider the influence of specific incomplete items on the extent of operation planned.

Sincerely,

Original Signed by  
Peter A. Morris

Peter A. Morris, Director  
Division of Reactor Licensing

cc: Arvin E. Upton, Esq.  
LeBoeuf, Lamb, Leiby & MacRae  
1821 Jefferson Street, N.W.  
Washington, D.C. 20036

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Mr. William J. Cahill, Jr.  
 Vice President  
 Consolidated Edison Company of  
 New York, Inc.  
 4 Irving Place  
 New York, New York 10003

Dear Mr. Cahill:

In response to your inquiry we have been actively considering your informal request for an authorization for fuel loading and precritical testing for Indian Point Unit No. 2, Docket No. 50-247. Your potential plans in this regard were discussed with yourself and representatives of your company at a meeting held in our Bethesda office on March 3, 1971. As a result of the discussion at this meeting the specific details of your proposed operations were provided for our review on March 19, 1971. Subsequently an additional meeting was held in Bethesda on March 31, 1971 and a visit to the Indian Point site was conducted on April 15, 1971 as a part of this review.

On the basis of our review, we have concluded that the extent of plant completion provided for in your proposal is inadequate to properly serve as a basis for the fuel loading and precritical testing operations proposed.

Authorization for fuel loading may be included as a part of the issuance of an operating license where the plant is essentially complete in conformance with the Final Facility Description and Safety Analysis Report (FFDSAR). At that time specific exceptions relative to any incomplete construction or acceptance testing can be directly related to the extent of operation planned. This procedure would be in conformance with our past practices.

Sincerely,

Peter A. Morris, Director  
 Division of Reactor Licensing

cc: Arvin E. Upton, Esq.  
 LeBoeuf, Lamb, Leiby & MacRae  
 1821 Jefferson Street, N.W.

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