

BEFORE THE UNITED STATES
ATOMIC ENERGY COMMISSION



In the Matter of)

Consolidated Edison Company)
of New York, Inc.)
(Indian Point Unit No. 2))

Docket No. 50-247

4-13-71

APPLICANT'S SUPPLEMENTAL ANSWER IN OPPOSITION TO
MOTION OF HUDSON RIVER FISHERMEN'S ASSOCIATION
AND ENVIRONMENTAL DEFENSE FUND, INC. FOR DISCOVERY

Applicant opposes the granting of the motion of Hudson River Fishermen's Association ("HRFA") and Environmental Defense Fund, Inc. ("EDF") for discovery, dated April 2, 1971, for the reasons stated in Applicant's answer, dated April 1, 1971, to the informal motion of HRFA and EDF received by Applicant on March 27, 1971, and in particular for the reason that discovery may not be had of the Atomic Energy Commission to determine what basis exists for 10 CFR 50, Appendix D.

Applicant has received a memorandum of law, dated April 2, 1971 in support of the motion of HRFA and EDF and a supplemental memorandum of law, dated April 8, 1971, submitted

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by HRFA and EDF on certain questions raised by the Atomic Safety and Licensing Board in its letter dated March 30, 1971. Since the questions raised by both memoranda are intertwined Applicant intends to file a memorandum by April 23, 1971 in response to both of the intervenors' memoranda.

Respectfully submitted,

LEBOEUF, LAMB, LEIBY & MACRAE
Attorneys for Applicant

By Leonard M. Trosten
Leonard M. Trosten
Partner

April 13, 1971