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APR 19 1971

Docket No. 50-247

Honorable Jacob K. Javits
United States Senate

Dear Senator Javits:

This is in response to your transmittal of a letter from Mrs. Milton Kurtz, New Rochelle, New York, concerning the start of power testing of the Indian Point 2 nuclear reactor by the Consolidated Edison Company.

The public hearing, which is being conducted by the Atomic Safety and Licensing Board (ASLB), on the application of the Consolidated Edison Company for an operating license for Indian Point 2, is in recess pending disposition of certain preliminary matters prior to resumption of evidentiary sessions. At the conclusion of the hearing, the ASLB will issue its initial decision on whether an operating license should be granted. The initial decision will be reviewed by the Atomic Safety and Licensing Appeal Board. Since the ASLB has not issued its initial decision, the Consolidated Edison Company is not now authorized to load fuel, nor to operate Indian Point 2.

It should be noted that as the construction of the plant systems is completed, the function of the system or component is tested in a number of ways, including simulated or actual operation--if possible. Such testing is now being carried out on Indian Point 2, but I emphasize, the nuclear reactor is not being operated; rather, the function of completed systems and components is being tested.

As Mrs. Kurtz stated in her letter, the ASLB has posed a number of questions to be answered by the AEC regulatory staff and by Consolidated Edison Company. Each of these questions, as well as any others posed by the members of the ASLB will be answered during the evidentiary sessions of the hearing. Mrs. Kurtz will be notified when these sessions are scheduled. Perhaps she may want to attend these sessions and hear the discussion on the health and safety impact of the proposed plant on the community in order to gain a full understanding of the matters relative to the construction and operation of Indian Point 2.

If we can provide any further assistance, please let me know.

Sincerely,

(signed) Harold L. Price

OGC

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OCR
CS
4/19/71

Copy sent PDR

Revised per Mr Price

See attached yellows for conc:

Enc. Incoming ltr fm Mrs. Milton Kurtz

CRESS T41 R1, 2 ds	OFFICE ▶ PWR-1/DRL see attached Muller 4/17	AD/PWRs see attached	Harold L. Price Director of Regulation	DRL see attached PAMorris 4/ 171	DR HLPrice 4/17/71
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DATE ▶					