

January 4, 1973

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ATOMIC ENERGY COMMISSION

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OFFICE OF  
HEARING EXAMINERS

Mr. Samuel W. Jensch, Chairman  
A.E.C. Evidential Hearing  
Consolidated Edison Co.,  
Docket No. 50-247.

Dear Mr. Jensch:

I am in receipt of your notice of a further Hearing on the above matter, on January 10, 1973, in Washington, D.C., and I can say no more than what I embodied in my recent letter to Mr. James R. York in a recent letter related to the Long Island Lighting Co. Shoreham Nuclear Power Station.

Here is my statement:

Due to a lasting illness, I find that it will be impossible for me to attend your Hearing, and I would request that this statement be as herein described, be made a part of the records of the matter: Consolidated Edison Co., Docket No. 50-247.

First: in 1972, the news media publicized the fact that some 200,000 valuable Hudson River Striped Bass and White Perch, had been "killed" during a TEST at the Con Edison nuclear plant No.2.

Secondly: Commissioner Henry Diamond of the N.Y. State Dep't. Env. Conservation suddenly ordered the immediate closing down of Indian Pt. No. 2, "to save the fish of the Hudson River."

Third: Right on top of Commissioner Diamond's close down order, we learned that N.Y. State Attorney General Louis Lefkowitz, had brought Con Edison into Court; charged them with the destruction of some 200,000 valuable Hudson River fish. The Judge found Con Edison guilty and ordered a fine that the Conservation Department has placed a fine value on all such fish at \$27.25 each. Many will wonder just where or when, Con Edison will be able to pay that fine. We think we know.

Fourth: The next one was a real shock: Despite the many years that conservation groups have been demanding that something be done about the "getting worse" situations in the nuclear plant field; and little or nothing was done about by the A.E.C. the biggest shock of all was made known. And hear this? "The A.E.C. Staff had ordered Con Edison to install the CLOSED CIRCUIT SYSTEM, that we had been demanding for so long; BE INSTALLED IN BOTH REACTOR NUCLEAR PLANTS AT INDIAN POINT, AS WELL AS INCLUDING "COOLING TOWERS" that would do away with the warm or hot water being discharged into the Hudson

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Mr. Samuel W. Jensch ( 2 )

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the one thing the attraction of fish, that eventually succumbed to a dangerous lack of oxygen, and died. "TO PROTECT THE FISH OF THE HUDSON RIVER."

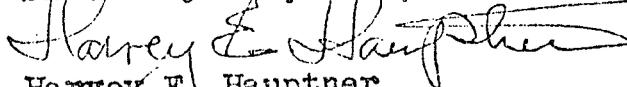
Fifth: We go even further with this one: It has been recommended by my associates and myself; and they run into the thousands; that we make this a suggestion; even a demand; "that the U.S. Atomic Energy Commission set a standard rule or Federal regulation; that from here on in; THAT EVERY NUCLEAR ELECTRIC GENERATING PLANT UNDER A.E.C. CONTROL; WILL BE REQUIRED AND MUST BE EQUIPPED WITH THE "CLOSED CIRCUIT SYSTEM" AND ALSO "COOLING TOWERS;" BEFORE ANY U.S. ATOMIC ENERGY COMMISSION SAFETY LICENSE IS ISSUED BY THE A.E.C. THIS IS A MUST.

While it may have taken us many long years before the rays of sunlight broke through the clouds; it would seem that we have ceased to be looking "DOWN INTO THE ABYSS; BUT WE ARE NOW LOOKING UP INTO A BLUE, BLUE SKY.

In short: Perhaps we may at times not lived in hope, but we can now be assured that we will not die in despair.

Mr Jensen: In all seriousness, I would respectfully request you have this piece made a part of the record on this subject: Docket No. 50-247.

Sincerely submitted,



Harvey E. Hauptner

In behalf ; Hudson River Fishermen's Assoc.  
CLEAN Inc.

110 Bay Street  
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