

LAW OFFICES OF
LEBOEUF, LAMB, LEIBY & MACRAE
1821 JEFFERSON PLACE, N.W.
WASHINGTON, D. C. 20036

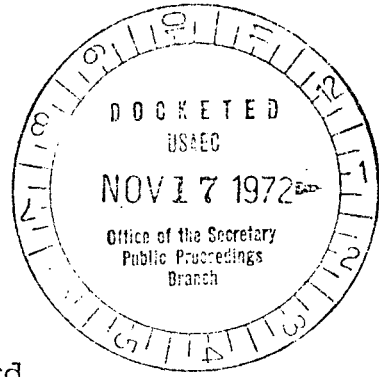
November 14, 1972

ARVIN E. UPTON
EUGENE D. THOMAS, JR.
LEONARD M. TROSTEN
HARRY H. VOIGT
WASHINGTON PARTNERS

ONE CHASE MANHATTAN PLAZA
NEW YORK, N. Y. 10005

WASHINGTON TELEPHONE
202 FEDERAL 8-0111

CABLE ADDRESS
LALALU, WASHINGTON D. C.



Samuel W. Jensch, Esq.
Chairman
Atomic Safety & Licensing Board
U. S. Atomic Energy Commission
Washington, D. C. 20545

Re: Consolidated Edison Company
of New York, Inc.
Indian Point Unit No. 2
AEC Docket No. 50-247

Dear Mr. Chairman:

We received today a copy of Mr. Macbeth's letter of November 12, 1972. To the extent we are able to understand the points Mr. Macbeth seeks to make, it is apparent that the intervenors have a number of fundamental misapprehensions about the nature of this hearing, the evidence which the Applicant has submitted herein, the roles of the various parties and, indeed, basic principles of administrative law.

The essential purpose of the prehearing conference scheduled for November 22, 1972 is to rule on legal issues, as appropriate, and to define the factual issues for this hearing. To the extent that statements made in Mr. Macbeth's letter require a response by Applicant, we will be prepared to address such matters at the prehearing conference.

Very truly yours,

LEBOEUF, LAMB, LEIBY & MACRAE
Attorneys for Applicant

By Leonard M. Trosten
Leonard M. Trosten
Partner

cc: Mr. R. B. Briggs
Dr. John C. Geyer
Myron Karman, Esq.
Anthony Z. Roisman, Esq.
Angus Macbeth, Esq.
J. Bruce MacDonald, Esq.
Honorable Louis J. Lefkowitz
Secretary, USAEC
Atomic Safety and Licensing
Board Panel