

BEFORE THE UNITED STATES
ATOMIC ENERGY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD



In the Matter of)

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

Docket No. 50-247

MOTION FOR CORRECTION OF
ERRATA IN INITIAL DECISION

The Hudson River Fishermen's Association ("HRFA") moves the Licensing Board to correct two apparent errata in the Initial Decision in this proceeding dated September 25, 1973.

1. On page 55, HRFA moves the Board to substitute the word "impingement" for the word "entrainment" in the following sentence: "This led to the paradox that if the loss by entrainment were this large a percentage of the bass population, then the population would be too small to provide a large fraction of the recruits for the Middle Atlantic fishery."

This part of the Initial Decision deals with the HRFA analysis of the percentage of the striped bass population

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which will be taken by Indian Point. The entrainment numbers were treated as relative throughout Clark's testimony and only the impingement numbers were absolute or comparatively absolute. Clark on Indian Point, October 30, 1972; see Tr. 8807-09. Thus the paradox of reconciling the size of the Hudson population with the size of the Middle Atlantic population only arises when the absolute impingement figures are translated into population percentage figures. HRFA recognized this in its Proposed Findings at paragraph 3.41. HRFA assumes that the Board's use of "entrainment" rather than "impingement" in the quoted sentence is no more than an erratum and asks the Board to make the proper correction in the Initial Decision in order to avoid confusion and the necessity of taking this issue to the Appeal Board.

2. On pages 100-101, HRFA moves the Board to substitute the word "without" for the word "with" in the following sentence: "However, the Board also agrees with the Staff, HRFA, and the State of New York that operation of Unit No. 2 with a closed-cycle cooling system can have a seriously adverse effect on the fishery. . ."

Both from the context of this passage and from the various evidentiary presentations of the parties, it seems apparent to HRFA that this use of words must amount to a typographical error. HRFA asks the Board to make the proper correction in order to avoid confusion as to the position of the Board on parties.

HRFA is appreciative of the Board's previous issuance of an order correcting errata which has allowed HRFA to dismiss two of its exceptions to the Initial Decision.

Respectfully submitted,

A handwritten signature in cursive script that reads "Angus Macbeth". The signature is written in dark ink and is positioned above a horizontal line.

ANGUS MACBETH &
SARAH CHASIS

Attorneys for Hudson River
Fishermen's Association

Dated: New York, New York
October 15, 1973