

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of )  
)  
CONSOLIDATED EDISON COMPANY )  
OF NEW YORK, INC. )  
) Docket No. 50-247  
) (Determination of Preferred  
(Indian Point Station, Unit ) Alternative Closed-Cycle  
No. 2) Cooling System)

1/29/76

ANSWER OF THE NEW YORK STATE ATOMIC  
ENERGY COUNCIL UNDER 10CFR2.705 TO NOTICE  
OF HEARING DATED DECEMBER 31, 1975

Section 2.705 of the rules of practice provides that a party may file an answer which must concisely state:

1. The nature of his defense or other position;
2. The items of the specification of issues he controverts and those he does not controvert; and
3. Whether he proposes to appear and present evidence.

The New York State Atomic Energy Council participates in this proceeding under Section 2.715(c) which Section affords New York State the right to be represented on the issues to be considered by this Board and to have a reasonable opportunity to generally participate in the hearing, to interrogate witnesses, introduce evidence and otherwise advise the Commission without requiring that the State take a position with respect to the issues.

New York State intends to fully participate in this hearing in order to insure that a full record is developed on the matters before this Board, and will not pre-judge the issues prior to the close of this record. We

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anticipate being present at every hearing. We intend to participate in the interrogation of witnesses and should we decide to present any affirmative testimony will do so in accordance with the provisions of Section 2.715(c).

Respectfully submitted,

*Meodore R. DeBoer for*  
Carmine J. Clemente  
Assistant Counsel

Dated at Albany, New York  
this 29th day of January, 1976.

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NUCLEAR REGULATORY COMMISSION

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CONSOLIDATED EDISON COMPANY OF ) DOCKET NO. 50-247  
NEW YORK, INC. ) (Determination of Preferred  
 ) Alternative Closed-Cycle  
(Indian Point Station, Unit No. 2) ) Cooling System)  
 )

CERTIFICATE OF SERVICE

I hereby certify that copies of "Answer of the New York State Atomic Energy Council Under 10CFR2.705 to Notice Of Hearing Dated December 31, 1975", dated January 29, 1976 in the above captioned matter, has been served on the following by deposit in the United States mail, first class or air mail, this 29th day of January, 1976:

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Carmine J. Clemente