



Law Department
Consolidated Edison Company of New York, Inc.
4 Irving Place, New York, N Y 10003

February 16, 1978

Jerome E. Sharfman, Esq., Chairman
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Dr. John H. Buck
Atomic Safety and Licensing
Appeal Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555

Dr. Lawrence R. Quarles
Route 4, Box 174
Charlottesville, Va. 22901

Re: Indian Point Unit No. 2
Docket No. 50-247
OL No. DPR-26

Gentlemen:

Enclosed for your information is a copy of the
Opinion of the Court of Appeals of the State of New York
dated February 14, 1978 in the case of Con Edison v. Hoffman
et al., which we received today.

The issuance of this Opinion renders moot the
petition for modification of ALAB-453 filed by the Hudson
River Fishermen's Association.

Sincerely,

Edward J. Sack

EJS:ld
Enc.

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G PDR