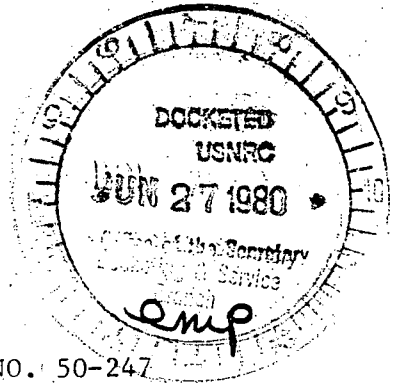


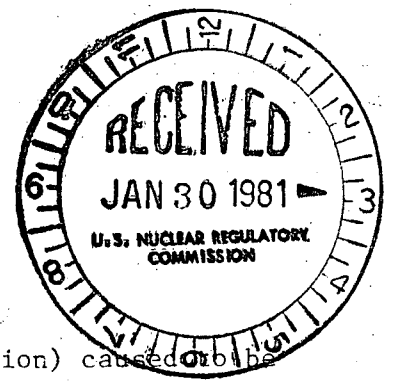
UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



DOCKET NO. 50-247

In the Matter of)
)
CONSOLIDATED EDISON COMPANY)
OF NEW YORK, INC.)
(INDIAN POINT UNIT NO. 2)
)

PETITION FOR LEAVE TO PARTICIPATE
AS AN INTERESTED STATE BY THE
NEW YORK STATE ENERGY OFFICE



1. The U.S. Nuclear Regulatory Commission (the Commission) caused to be published in the Federal Register on Wednesday, May 28, 1980, (Vol 45 No. 104, p. 35948) a document dated May 19, 1980, entitled, "Proposed Issuance of Amendment to Facility Operating License" (the published notice).

2. The published notice involves the application of Consolidated Edison Company of New York for an amendment to Facility Operating License No. DPR-26 issued to Consolidated Edison for Indian Point Unit No. 2, which would authorize Consolidated Edison to increase the spent fuel pool storage capacity from 482 fuel assemblies to 980 fuel assemblies.

3. The interest of the State of New York in the health, safety and environment of its people requires that all matters pertaining to the safety and environmental impact of the proposed license amendment be thoroughly considered.

4. Under Section 7-101 of the Energy Law and Section 104 of the Commerce Law of the State of New York, the State Energy Office is given the responsibility for coordinating regulatory programs of State agencies and instrumentalities which affect atomic energy activities in New York, for developing a coordinated position among State agencies with respect to Federal regulatory matters and for coordinating the participation of the agencies and instrumentalities of the State in the

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regulatory process of the Federal Government where such Federal process affects atomic energy activities in the State.

5. Pursuant to Section 2.715(c) of the Commission's Rules of Practice and Section 274 of the Atomic Energy Act of 1954, as amended, and in accordance with the provisions of the published notice, the State of New York, acting by and through its Energy Office, hereby petitions to participate in the noticed proceeding as an interested State in the event a hearing is held on the subject application. This petition is not a request for a hearing.

6. The name and address of the person upon whom service in these proceedings may be made is:

Stanley B. Klimberg
Counsel
New York State Energy Office
Agency Building 2
Empire State Plaza
Albany, New York 12223

Respectfully submitted,

Stanley B. Klimberg
Stanley B. Klimberg
Counsel
New York State Energy Office

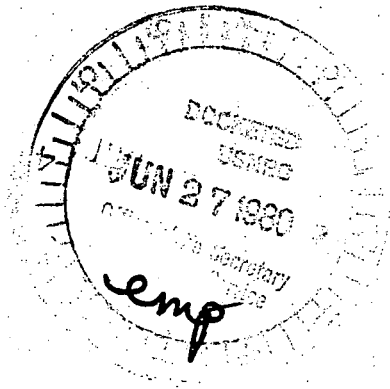
DATED: June 25, 1980
Albany, New York

Sworn to before me this

25th day of June, 1980

W. A. TROWER
W. A. TROWER
Notary Public of New York
No. 4517477
Qualified in Albany County
Commission Expires March 30, 1981

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



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CONSOLIDATED EDISON COMPANY)
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CERTIFICATION OF SERVICE

I hereby certify that copies of "Petition for Leave to Participate as an Interested State by the New York State Energy Office", dated June 25, 1980 in the above captioned matter, has been served on the following by deposit in the United States mail, first class or air mail, this 25th day of June, 1980.

Howard K. Shapar, Esq.
Executive Legal Director
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Joseph D. Block, Esq.
Executive Vice President
Administrative
Consolidated Edison Company of New York
4 Irving Place
New York, New York 10003

Samuel J. Chilk, Secretary to
the Commission
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

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