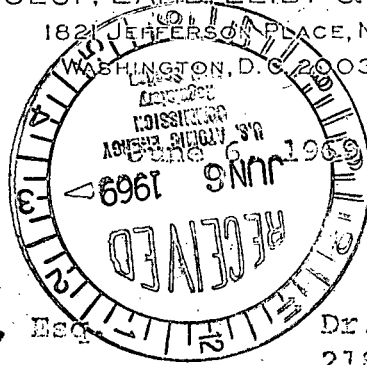


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Re: Consolidated Edison Company of New York, Inc.  
Indian Point Unit No. 3  
AEC Docket No. 50-286

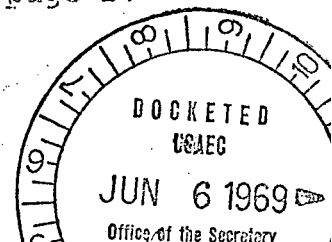
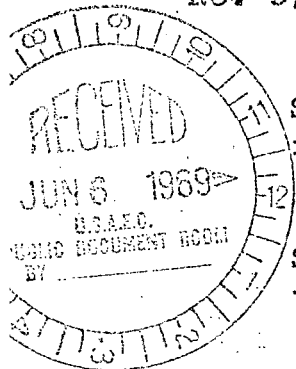
Gentlemen:

This is in reference to Chairman Jensch's letter of May 23, 1969 to the undersigned and his letters of May 26 and May 27, 1969 to Counsel for the AEC Regulatory Staff.

With respect to Chairman Jensch's May 23rd letter, Applicant has no objection to the Board's taking official notice of pertinent portions of the reports which were referred to by witness John McAdoo in his testimony on Transcript pages 1708-1719. These portions, which reflect data on which Applicant relies for the efficiency and reliability of sodium hydroxide sprays for Indian Point Unit No. 3, are as follows:

(a) ORNL-EM-2057 - "Spray Program in the Nuclear Safety Pilot Plant" - top of page 38 through first full paragraph on page 40.

(b) ORNL-EM-2095 - "Spray Program in the Nuclear Safety Pilot Plant" - fourth full paragraph on page 27 through second full paragraph on page 34.



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(c) ORNL-TM-2412 - entire report. (We assume this is the document referred to as ORNL-TM-2419 in the May 23rd letter.)

(d) ORNL-TM-2479 - "Spray Studies at the Nuclear Safety Pilot Plant" - top of page 57 through page 68.

(e) ORNL-TM-2283 - "Spray Studies at the Nuclear Safety Pilot Plant" - top of page 64 through page 69.

(f) BWNL-1009 - Summary Statement, page 1.1, first two paragraphs; Section 2 - "Engineered Safeguard Studies," "Large-Scale Fission Product Transport Experiments" - pages 2.1 through first full paragraph on page 2.23.

In Chairman Jensch's letter of May 27 to Counsel for the Regulatory Staff he cited portions of BWNL-1009 related to removal of iodine by use of containment spray systems on which the Board may rely in accordance with 10 CFR 2.743(i). It is Applicant's position that item (f) above encompasses all the material in the report which is directly relevant to this subject.

Although Applicant has no objection to the Board's considering the above-referenced portions of the ORNL reports and BWNL-1009 in reaching its decision, it should be noted that the data reported therein were not accumulated with specific reference to the Indian Point Unit No. 3 application and such data represent only a portion of the evidence supporting the efficiency and reliability of the sodium hydroxide sprays. Applicant's case in this respect rests primarily on the expert testimony given in the hearing by witness John McAdoo and on the other evidence concerning this subject which has been introduced by Applicant, i.e., section 6.2.2 of the Preliminary Safety Analysis Report as amended and Applicant's Exhibit 6.

With respect to the second paragraph of Chairman Jensch's May 26th letter to Counsel for the Regulatory Staff, Applicant waives further cross-examination of witness Lamont Cole.

Very truly yours,

ROBOUW, LAMB, LEBY & MacRAE

Leonard M. Trosten

By

Leonard M. Trosten  
Partner

- cc: Troy B. Conner, Jr., Esq.
- Miss Mary Hays Weik
- Mr. Larry Bogart
- Joseph F. Scinto, Esq.
- Secretary, AEC