

12/22/72

UNITED STATES OF AMERICA
ATOMIC ENERGY COMMISSION

In the Matter of)
)
CONSOLIDATED EDISON COMPANY OF)
NEW YORK) Docket No. 50-286
)
(Indian Point Nuclear Generating)
Unit No. 3))

REPLY OF STATE OF NEW YORK TO
ANSWER OF AEC REGULATORY STAFF
TO STATE'S PETITION FOR LEAVE TO
INTERVENE

On November 27, 1972, the State of New York, pursuant to a "Notice of Consideration of Issuance of Facility License and Notice of Opportunity for Hearing" published in the Federal Register by the U.S. Atomic Energy Commission on October 25, 1972, and 10 CFR §2.714, petitioned the Commission for leave to intervene in the captioned proceeding, identifying in general the State's interest in the proceeding and in particular two matters relating to environmental matters.

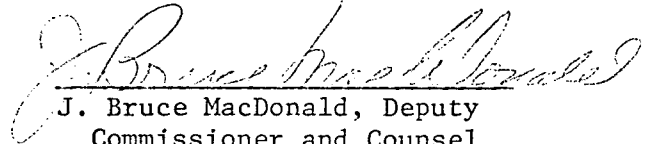
On December 15, 1972, the AEC regulatory staff filed its answer to the State's petition asserting that the State's interest in the proceeding is limited to two environmental issues and requesting that the Commission, in its Order allowing intervention by the State, direct the Board to limit participation by the State to the two environmental issues which it has raised in its petition and affidavit.

The State's interest in the proceeding is broader than the aforementioned two environmental issues and the State prays that the Commission order the Board to afford the State a reasonable opportunity to participate and to

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introduce evidence, interrogate witnesses, and advise the Commission with respect to all of the issues in the proceeding, pursuant to 10 CFR § 2.715(c), and not limit participation by the State to the two environmental issues which it has raised in accordance with § 2.714.

Respectfully submitted,



J. Bruce MacDonald, Deputy
Commissioner and Counsel
New York State Department of
Commerce, and
Counsel to the Atomic Energy
Council

Dated: December 22, 1972

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CERTIFICATE OF SERVICE

I hereby certify that copies of "Reply of State of New York to Answer of AEC Regulatory Staff to State's Petition for Leave to Intervene", dated December 22, 1972, in the captioned matter, have been served on the following by deposit in the United States mail, first class or air mail, this 26th day of December, 1972:

Mr. Harry G. Woodbury
Executive Vice President
Consolidated Edison Company
of New York
4 Irving Place
New York, New York 10003

Atomic Safety and Licensing Appeal
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U.S. Atomic Energy Commission
Washington, D.C. 20545

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Atomic Safety and Licensing Board
Panel
U.S. Atomic Energy Commission
Washington, D.C. 20545

Juliana DeLong