

UNITED STATES OF AMERICA

ATOMIC ENERGY COMMISSION

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

MOTION FOR LEAVE TO FILE REPLY TO ANSWER
OF HRFA AND SOS TO APPLICANT'S MOTION
FOR FUEL LOADING, SUBCRITICAL AND LOW-
POWER TESTING AND LIMITED OPERATING LICENSE
AND MOTION FOR OTHER RELIEF

On August 5, 1974 Intervenors Hudson River
Fishermen's Association ("HRFA") and Save Our Stripers
("SOS") filed an opposition to the motion filed by Con-
solidated Edison ("Applicant") for a fuel loading, sub-
critical and low-power testing and limited operating
license under Section 50.57(c) of the Atomic Energy Com-
mission's regulations.

Because the HRFA-SOS submittal raises a variety
of questions, Applicant seeks leave to file a reply pur-

suant to Section 2.730(c) of the regulations. Furthermore, as indicated in the Regulatory Staff's motion for extension of time filed on August 6, 1974, there are negotiations in process which could lead to settlement of the controverted issues incident to the full-term, full power operating license application. Accordingly, Applicant would prefer to postpone its submission of a reply to the HRFA-SOS answer until September 26, 1974, ten days after the date on which the Regulatory Staff's answer is due under the Licensing Board's order of August 12, 1974. Applicant would reply in the same pleading to any answer the Regulatory Staff may file to the Section 50.57(c) motion. Granting of the instant motion for leave would be consonant with the Commission's policy of favoring the fair and reasonable settlement of issues and proceedings. 10 C.F.R. § 2.759 & Pt. 2, App. A, § V(10) (1974).

Counsel for the other parties have consented to this motion.

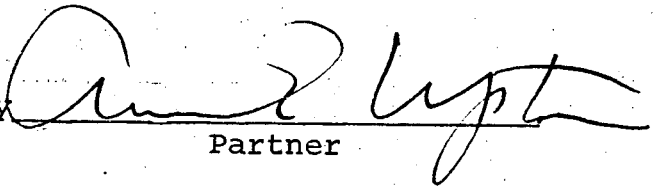
WHEREFORE, Applicant respectfully moves the

Atomic Safety and Licensing Board for leave to file a reply to the answer of HRFA and SOS and to any answer the Regulatory Staff may file to the motion under Section 50.57(c), and for an order allowing the filing of such reply not later than September 26, 1974.

Respectfully submitted,

LeBOEUF, LAMB, LEIBY & MacRAE

By

A handwritten signature in cursive script, appearing to read "A. L. Lept", written over a horizontal line.

Partner

Attorneys for Applicant
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Of Counsel:

Eugene R. Fidell

August 15, 1974