

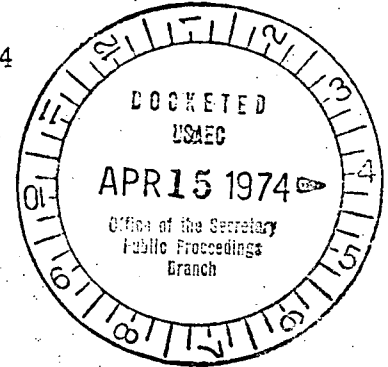


UNITED STATES
ATOMIC ENERGY COMMISSION
WASHINGTON, D.C. 20545

DOCKET NUMBER *Rel Coner*
PROD. & UTIL. EAC 50-286

April 11, 1974

Samuel W. Jensch, Esq., Chairman
Atomic Safety and Licensing Board
U.S. Atomic Energy Commission
Washington, D. C. 20545



In the Matter of
Consolidated Edison Company of New York, Inc.
(Indian Point Nuclear Generating Station, Unit No. 3)
Docket No. 50-286

Dear Chairman Jensch:

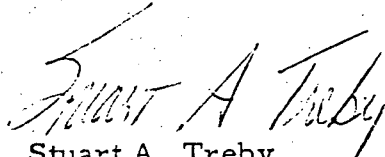
The staff is in receipt of your letter dated April 5, 1974, in which you suggest that the presently scheduled evidentiary hearing dates of April 25 and May 14, 1974, be cancelled. The staff agrees with your suggestion.

Moreover, as you are aware, the Atomic Safety and Licensing Appeal Board in its recent decision relating to Indian Point Station, Unit No. 2 (ALAB-188, April 4, 1974), found that the record did not support the staff position on a number of principal issues. In fact, the Appeal Board concluded that there are serious deficiencies in the staff's technical justifications for certain of its positions and further, recommended that a fresh look be taken at certain of the staff's positions (ALAB-188, slip. op. at 183). The staff is doing so with regard to Indian Point, Unit No. 2, and necessarily, must also do so for Unit No. 3. Thus, it is now premature to consider any further hearing schedules since a substantial period of time will be required to review the staff's technical data and models. The staff has placed a hold on the issuance of the FES for Indian Point, Unit No. 3, pending the completion of this review. We are unable to predict

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with any confidence a date when the Final Environmental Statement for Indian Point, Unit No. 3, will be issued. Unless otherwise directed, we will provide the Board with a progress report by May 11, 1974.

Sincerely,



Stuart A. Treby
Counsel for AEC Regulatory Staff

cc: Dr. Franklin C. Daiber
Mr. R. B. Briggs
Harry H. Voigt, Esq.
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J. Bruce MacDonald, Esq.
Honorable George Segnit
Angus MacBeth, Esq.
Sarah Chasis, Esq.
Honorable Louis J. Lefkowitz
Atomic Safety and Licensing
Appeal Board
Atomic Safety and Licensing
Board Panel
Mr. Frank W. Karas