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June 23, 1975

Samuel W. Jensch, Esq.
Chief Administrative Law Judge
U.S. Nuclear Regulatory Commission
Washington, D. C. 20555

Mr. R. B. Briggs
110 Evans Lane
Oak Ridge, Tennessee 37830

Dr. Franklin C. Daiber
College of Marine Studies
University of Delaware
Newark, Delaware 19711

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

Gentlemen:

By order dated June 12, 1975, the Atomic Safety and Licensing Board approved the Stipulation in the Indian Point 3 case, and referred it to the Atomic Safety and Licensing Appeal Board. The Licensing Board authorized the issuance of a full-term, full-power license for the Indian Point 3 facility.

The Appeal Board has directed the parties to respond to certain questions, in an order entered on June 20, 1975. We believe the Appeal Board proceedings would be aided by a clarification of the Licensing Board's decision, and accordingly we are submitting the enclosed

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Motion for Clarification of Memorandum and Order of June 12, 1975, and request that the Licensing Board give it early consideration.

We have discovered in our review of the Licensing Board's decision what appears to be a typographical error in footnote 2 on page 3 of the Slip Opinion. That footnote reads "Application was amended in April 1973 to request licenses provided by the amended Section 103 of the Atomic Energy Act." On April 16, 1973, Applicant filed its "Amended and Substituted Application for Licenses" in the Indian Point 3 case. On pages 1 and 19 of that application reference was made to the issuance of a class 104 license and a license issued pursuant to Section 104b. of the Atomic Energy Act of 1954, as amended, respectively. As a result, we assume the Licensing Board meant to refer in footnote 2 to Section 104 of the Atomic Energy Act rather than Section 103. Accordingly, we request on behalf of the Applicant, Consolidated Edison Company of New York, Inc., that the Board's decision be corrected in this respect.

Pursuant to Section 2.750(b) of the regulations of the Commission, Applicant has prepared a list of proposed transcript corrections, and submits the same as an enclosure to this letter.

Very truly yours,

Harry H. Voigt

Enclosures

cc (w/encl):

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