

LAW OFFICES OF
LEBOEUF, LAMB, LEIBY & MACRAE
1757 N. STREET, N. W.
WASHINGTON, D. C. 20036

140 BROADWAY
NEW YORK, N. Y. 10005

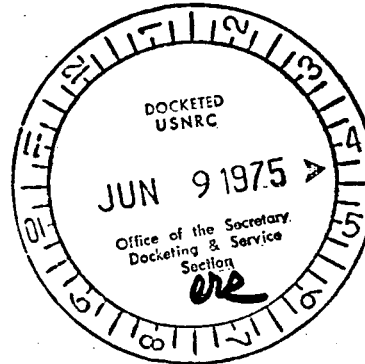
WASHINGTON TELEPHONE
202-872-8668

CABLE ADDRESS
LALALU, WASHINGTON D. C.

June 5, 1975

ARVIN E. UPTON
LEONARD M. TROSTEN
WILLIAM O. DOUB
EUGENE B. THOMAS, JR.
HARRY H. VOIGT
L. MANNING MUNTZING
LEX K. LARSON
HENRY V. NICKEL
WASHINGTON PARTNERS

Samuel W. Jensch, Esq.
Chairman, Atomic Safety and
Licensing Board
U.S. Nuclear Regulatory
Commission
Washington, D.C. 20555



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

Dear Mr. Chairman:

Thank you for your letter of June 2 advising that the concerns earlier expressed by the Atomic Safety and Licensing Board with respect to certain non-environmental matters, particularly quality assurance and financial qualifications, have been removed by the presentations made by Consolidated Edison Company of New York, Inc. ("Applicant") and the Regulatory Staff.

We have previously expressed the view that inquiries by a licensing board concerning collateral matters do not necessarily give rise to an obligation to make detailed findings and conclusions. See Applicant's Answer in Opposition to Staff's Motion for an Order Adopting Certain Procedures, served March 28, 1975, pp. 6-10. Accordingly, it is Applicant's position that the Board is not required to make any detailed findings and conclusions in this proceeding. We do suggest that the Board, in its decision accepting the Stipulation dated January 13, 1975, and certifying the same to the Atomic Safety and Licensing Appeal Board, include a general finding that its concerns expressed during the course of the proceeding have been satisfied. The language of a suggested finding is enclosed.

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Samuel W. Jensch, Esq.

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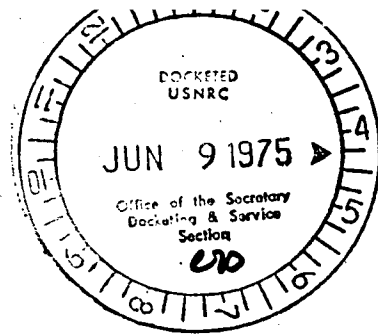
We wish to bring one other question to the Board's attention. The Board, by its order of April 8, 1975, has approved the issuance of an interim operating license to Applicant through June 30, 1975. If possible, we would appreciate being advised whether Applicant can expect completion of a decision accepting the Stipulation and authorizing the issuance of a full-term, full-power operating license prior to June 30.

Sincerely,

Harry H. Voigt

Enclosure

cc w/enc.: Mr. R. B. Briggs
Dr. Franklin C. Daiber
Joseph Gallo, Esq.
Frederic S. Gray, Esq.
Ms. Sarah Chasis
Nicholas A. Robinson, Esq.
Carmine J. Clemente, Esq.
James P. Corcoran, Esq.
Secretary, USNRC
Edward J. Sack, Esq.



APPLICANT'S PROPOSED GENERAL FINDING
ON MATTERS NOT IN CONTROVERSY

During the course of the proceeding, the Board expressed its concern over certain matters not put in controversy by the parties, particularly Applicant's financial qualifications and quality assurance program. At the Board's request, Applicant and the Staff presented data and information on these matters to the Board during the session of the proceedings held on April 1 and 2, 1975. The presentations made by Applicant and the Staff have removed the concerns previously expressed by the Board. Accordingly, the Board finds and concludes that there are no extraordinary circumstances that require consideration of matters not put into controversy by the parties to this proceeding.