

FROM: Lowenstein & Newman

Washington, D. C. 20007

DATE OF DOCUMENT:

10-18-71

DATE RECEIVED:

10-19-71

NO.:

4563

TO:

Dr. Morris

LTR.

MEMO:

REPORT:

OTHER:

2

ORIG.:

CC:

OTHER:

I signed & 49 conf'd

ACTION NECESSARY ☐NO ACTION NECESSARY ☐CONCURRENCE ☐COMMENT ☐

DATE ANSWERED:

BY:

CLASSIF:

U

POST OFFICE

REG. NO.:

FILE CODE:

50-331

(ENVIRO FILE)

DESCRIPTION: (Must Be Unclassified)

Ltr submitted on behalf of IEL&P re
SHOW CAUSE...re Sec. E, App D 10 CFR 50
trans the following:

(Ltr in Binder)

ENCLOSURES:

Statement - Reasons why Const Permit
of the Duane Arnold Energy Center
should not be suspended in whole or
part pending completion of Enviro
Review.

(1 Orig & 49 cys rec'd)

REMARKS:

Holding (3) cys for ACRS
1- Local PDR (Cedar Rapids, Iowa)

see rpts jacket

REFERRED TO

DATE

RECEIVED BY

DATE

Kruth
W/4 cys for ACTION

10-19-71

DO NOT REMOVE

DISTRIBUTION:

ACKNOWLEDG

Reg Files
AEC PDR

DeYoung
H. Denton

Compliance (2)
Boyd/Grimes

Clare Miles, C-459GT
J. Totter, E-201 GT

Henderson
Beck/Mann

J. DiNunno, E-170 GT
W. Williams, P-309 GT

Felton
OGC, Rm P 506A

G. Blanc
DTIE (Laughlin)

Morris/Schroeder/TR
L. Rogers

NSIC (Buchanan)
ASLB (Yore "H" St)

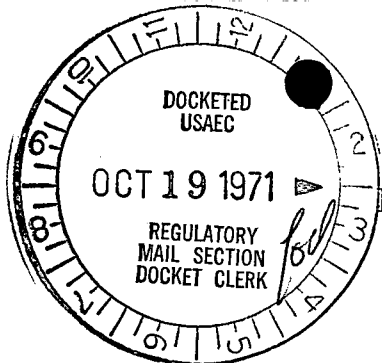
E. G. Case
L. Johnson, SLR
Thornton

4563

fed

U.S. ATOMIC ENERGY COMMISSION

MAIL CONTROL FORM FORM AEC-3265 (8-60)



ROBERT LOWENSTEIN
JACK R. NEWMAN
JEROME E. SHARFMAN

LAW OFFICES
LOWENSTEIN AND NEWMAN

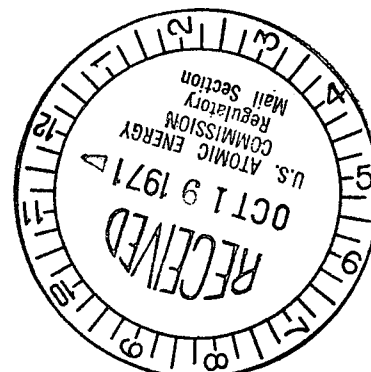
1100 CONNECTICUT AVENUE, N. W.
WASHINGTON, D. C. 20036

202 296-7585

October 18, 1971

Regulatory

File Cy.



Dr. Peter A. Morris, Director
Division of Reactor Licensing
U.S. Atomic Energy Commission
Washington, D.C. 20545

Re: AEC Docket No. 50-331
Duane Arnold Energy Center

Dear Dr. Morris:

Transmitted herewith are an original and 50 copies of the statement of Iowa Electric Light & Power Company, Central Iowa Power Cooperative and Corn Belt Power Cooperative (hereinafter "applicants") concerning the Duane Arnold Energy Center. The statement has been prepared in response to the requirements of paragraph 3 of Section E, "Appendix D--Interim Statement of General Policy and Procedure: Implementation of the National Environmental Policy Act of 1969 (Public Law 91-190)".

We are confident that the statement demonstrates that the construction permit issued to the applicants should not be suspended, in whole or in part. Nevertheless, the mere possibility of such suspension can and does create substantial problems for applicants. For this reason it is of the utmost importance that review of this statement be completed as expeditiously as possible; and such expedition is hereby requested.

We call to your attention that approximately six months ago, in April, 1971, applicants filed with AEC a comprehensive environmental report which discusses the steps, including backfitting, taken by applicants to protect the environment. A revised report will be filed on or before November 8, 1971; this revised report will contain the additional information now required under the September 1971 revision of Appendix D.

Applicants are prepared promptly to supply such further information as the AEC or its staff may require in its consideration of the statement and to answer any questions which may arise in the course of that consideration.

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Dr. Peter A. Morris

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October 18, 1971

Indeed, if any such questions should arise, or in the event the Commission concludes that it should give further consideration to a suspension of applicant's permit, we request that we be advised immediately and that we be given an opportunity to supply the answers and confer with the Commission before any judgments are made.

As indicated above, the applicants are prepared to cooperate promptly and fully with the Commission and its staff in acting upon this statement as expeditiously as possible. At the same time, however, we must also make it clear that the applicants do not thereby waive any legal rights or remedies which may be available to them with respect to, and in submitting the enclosed statement do not waive any legal objections to, the procedures set forth in Section E, Appendix D, or to any related action which the Commission may take affecting the Duane Arnold Energy Center.

Sincerely,



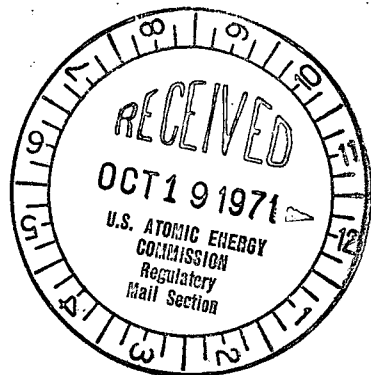
Lowenstein and Newman
Attorneys for Iowa Electric
Light and Power Company

Enclosures
RL:bk

BEFORE THE
UNITED STATES ATOMIC ENERGY COMMISSION
DOCKET NO. 50-331

In the Matter of
Iowa Electric Light and Power Company
DUANE ARNOLD ENERGY CENTER
Central Iowa Power Cooperative
Corn Belt Power Cooperative
Regulatory File Cy.

STATEMENT IN COMPLIANCE WITH
PARAGRAPH 3
OF SECTION E, 10CFR, PART 50, APPENDIX D



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October 16, 1971