

RELATED CORRESPONDENCE

ISHAM, LINCOLN & BEALE
COUNSELORS AT LAW

ONE FIRST NATIONAL PLAZA FORTY-SECOND FLOOR
CHICAGO, ILLINOIS 60603
TELEPHONE 312-558-7500 TELEX: 2-5288

WASHINGTON OFFICE
1120 CONNECTICUT AVENUE, N.W.
SUITE 325
WASHINGTON, D. C. 20036
202-833-9730

May 5, 1981

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

THE ATOMIC SAFETY AND LICENSING BOARD

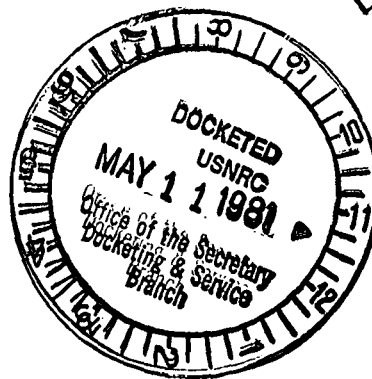
In the Matter of)
COMMONWEALTH EDISON COMPANY) Docket Nos. 50-237-SP
(Dresden Station, Units 2 and 3)) 50-249-SP
(Spent Fuel Pool Modification)

Dear Administrative Judges:

Enclosed in response to Board Question 2 are the affidavit of Scott C. Pedigo, addressing control of Heavy Loads at Dresden Station, and the affidavit of A. K. Singh, addressing Seismic Design Criteria. These affidavits are meant to supplement the affidavit of Applicant's employee, Robert F. Janecek, dated March 18, 1981 and the affidavit of the NRC Staff's Karl Kniel dated April 28, 1981. Mr. Pedigo's affidavit refers to NUREG-0612 and two NRC Staff letters to "ALL LICENSEES" dated December 22, 1980 and February 3, 1981. These documents were supplied to the Board by the NRC Staff on March 13, 1981. A. K. Singh refers to NUREG/CR-0891, "Seismic Review of Dresden Nuclear Power Station - Unit 2 for the Systematic Evaluation Program." This was supplied to the Board as Attachment B to Mr. Janecek's affidavit.

Applicant hopes these affidavits are sufficient to resolve the Board's concerns with respect to Unresolved Safety Issues. If, however, the Board has further questions, we request that a hearing to answer those questions be held in Washington, D.C. as soon as convenient for the Board.

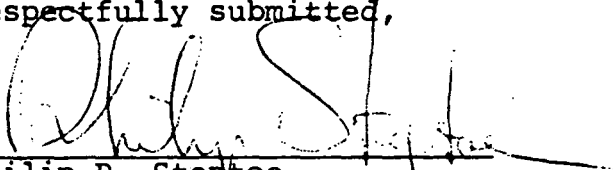
DS03
5/11



8107060428 810505
PDR ADOCK 05000237
T PDR

In the past, Intervenor submitted the affidavit of Richard Hubbard in response to Board Question 2. Intervenor now has the opportunity to submit another affidavit on this subject in response to Mr. Kniel's affidavit. To the extent Intervenor's affidavits merely seek to raise questions concerning the NRC Staff's and Applicant's submissions, we respectfully remind the Board that it is the Board, not Intervenor, which must be satisfied. To the extent Intervenor's affiant makes affirmative representations raising material disputed issues of fact, and these disputes lead the Board to call for a further evidentiary hearing, Applicant expects to be afforded the opportunity to challenge the accuracy of Intervenor's representations through cross-examination of Intervenor's affiant. We repeat, however, our hope that the Board can resolve this matter without further hearings.

Respectfully submitted,



Philip P. Steptoe
One of the Attorneys for
Commonwealth Edison Company

CC: Service List
(w/encs.)