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April 9, 1979

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In the Matter of Metropolitan Edison Company,
 et al. (Three Mile Island Nuclear Station,
 Unit 2) Docket No. 50-320

Gentlemen:

In ALAB-509, 8 NRC _____ (1978), the Appeal Board
 in the above captioned proceeding invited any party who
 disagreed with the "de minimis" approach adopted by the
 Licensing Board in Perkins (Duke Power Company (Perkins
 Nuclear Station, Units 1, 2 and 3), LBP-78-25, 8 NRC 87,
 100) with respect to the health effects attributable to

Alan Rosenthal, Esquire
Jerome E. Sharfman, Esquire
Dr. W. Reed Johnson
April 9, 1979
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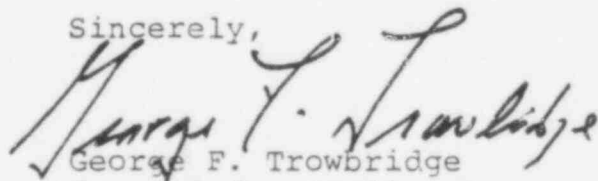
radon released in fueling nuclear power plants to brief the Appeal Board "fully on why that Board's views are not acceptable." ALAB-509, slip opinion at 10.

On February 19, 1979, Dr. Chauncey Kepford filed a brief on behalf of the Intervenor herein responding to ALAB-509 and criticizing the de minimis approach. Under the terms of ALAB-509 and of the Memorandum and Order of the Appeal Board dated March 1, 1979, the brief of any party to the Three Mile Island proceeding in response to Dr. Kepford's brief and in support of the de minimis approach is due today.

As you know, we are counsel to the Applicants in the Tyrone proceeding (Northern States Power Company et al. (Tyrone Energy Park, Unit 1), Docket No. STN 50-484) as well as to the Applicants herein. We have prepared and are filing today a brief in response to ALAB-509 on behalf of the Tyrone Applicants. Our brief in the Tyrone docket addresses, inter alia, the de minimis approach issue and responds to the criticisms to that approach expressed by Dr. Kepford and by the Intervenor in other proceedings.

Please be advised that the Three Mile Island Applicants fully endorse the response of the Tyrone Applicants on the de minimis approach. Therefore, instead of filing a separate brief on the subject, Applicants adopt and incorporate by reference herein those portions of the Tyrone Applicants' brief addressing the de minimis issue. A copy of the Tyrone Applicants' brief is being served, together with this letter, upon the persons on the attached Service List.

Sincerely,



George F. Trowbridge
Counsel for Applicants
Metropolitan Edison Company et al.

GFT:js
Enclosure
cc: Service List Attached (w/enclosure)

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Appeal Board

In the Matter of)
)
METROPOLITAN EDISON COMPANY, et al) Docket No. 50-320
)
(Three Mile Island Nuclear Station,)
Unit 2))

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