

Secretary,
U.S. Nuclear Regulatory Comm.
Washington D.C. 20555

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Aug. 11, 1979

Dear Secretary,

BUCKET NUMBER
PROPOSED RULE PR-140(44FR43128)

I would like to comment on NRC release 79-121 concerning the waivers of defences involving lawsuits over the March 28 accident at TMI.

I personally feel that an Extraordinary Nuclear Occurrence DID occur at TMI, to the degree of calling it a class 9 accident. I felt that the situation was completely out of control for some time during the accident causing the release of substantial amounts of radioactivity into the environment. The accident was over and above any foreseeable or pre-thought circumstance built into the emergency control systems with the prevention of an accident of more severity due largely to good luck.

The first provision of the ENO criteria concerning the substantial release of radioactive materials offsite may never be accurately known because there was no monitoring being done during the early hours of the accident.

The second provision concerning substantial offsite damage is a factor which may take a long time to manifest. How do you prove damage from low level radiation?? It would take 10, 15 or 20 years before cancer or genetic damage may surface but you would not be able to prove it was a result of the accident at TMI.

I certainly feel that a ENO did indeed occur and that the waivers of defences provision of Price-Anderson should be applied.

Sincerely,

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Acknowledged by card.....8/21.....

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