

December 23, 1980

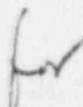
Mr. Thomas G. Dignan, Jr.  
Ropes & Gray  
225 Franklin Street  
Boston, Massachusetts 02110

Dear Mr. Dignan:

I am in receipt of your December 4, 1980 "Request for a Hearing" regarding the "Order for Modification of License" issued to Boston Edison Company effective October 24, 1980 (Order), which expressed your opinion that the Order could not be made immediately effective. Contrary to your view, it is our position that the decision of the United States Court of Appeals for the District of Columbia Circuit in Sholly v. NRC, \_\_\_ F2d. \_\_\_, Nos. 80-1691, 80-1783, 80-1784 (November 19, 1980) has no effect upon the Commission's authority to issue orders which are immediately effective when the public health, safety or interest so requires. In particular, it is our view that the Sholly decision had no impact whatever on the immediate effectiveness of the October 24, 1980 Order regarding environmental qualification of electrical equipment. Therefore, we expect strict compliance on the part of Boston Edison Company with the provisions of that Order.

Sincerely,

Original Signed By  
E. G. Case

 Harold R. Denton  
Director  
Office of Nuclear Reactor Regulation

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