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February 23, 1979

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Irving Like, Esquire
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200 West Main Street
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In the Matter of
Long Island Lighting Company
(Shoreham Nuclear Power Station)
Docket No. 50-322

Dear Mr. Like:

You stated in your letter of February 6, 1979 that Energy Research Group, Inc. (ERG) would shortly be formally retained as Suffolk County's technical consultant for the Shoreham case. You also indicated that such retention would permit ERG to execute the Agreement Regarding Disclosure of Confidential Commercial Information (Agreement), which was attached to Applicant's letter of October 4, 1978. If Suffolk County wishes to pursue discovery of the three documents (two relate to the Reed Report and the third concerns the collet retainer tube) covered by the Agreement, then ERG and/or counsel for Suffolk County should execute the Agreement and forward it to the Applicant. The Applicant will then request a protective order for these documents as indicated on pages 2-4 of the Applicant's Reply to Suffolk County's Request to Inspect, dated August 17, 1978. See Applicant's letter of October 4, 1978 at 2.

Your letter of February 6, 1979 suggested that the above Agreement might be expanded to include other Reed Report materials for which the County has not submitted a discovery

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Irving Like, Esq.

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request. If the County finds that it needs further discovery of Reed Report material beyond that provided in the documents covered in the Agreement, then the County should make the appropriate discovery request.

Yours truly,

F. Case Whittlemore

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cc: Members of the Board
All Parties