

FROM
George Spiegel
Washington, D. C.

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TO
John F. O'Leary

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Acknowledged _____
Interim Report _____
Final _____

PREPARE FOR SIGNATURE OF:

Chairman

Director of Regulation

DESCRIPTION **Ltr** Original Copy Other

Requests that the City of Gainesville's Conditional Request for Hearing and Petition to Intervene in proceedings for Crystal River #3 be granted

REMARKS

REFERRED TO DATE IS NOTIFICATION TO THE JCAE RECOMMENDED? _____

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Cys:
O'Leary
Braitman
PDR)
Local PDR) 50-302
Docket File)

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DIRECTOR OF REGULATION
COMMUNICATIONS CONTROL

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November 13, 1972

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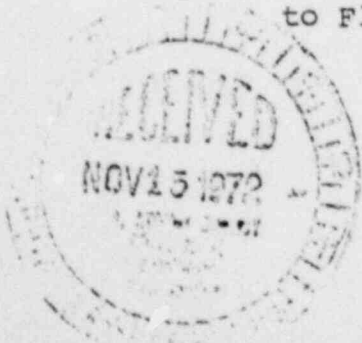
Mr. John F. O'Leary, Director
Directorate of Licensing
United States Atomic Energy Commission
Washington, D. C. 20545

Re: Crystal River No. 3 Nuclear Generating
Unit, Docket Nos. 50-302 and 50-302A

Dear Mr. O'Leary:

I has recently come to our attention that Florida Power Corporation requested that the Commission deny the City of Gainesville's Conditional Request for a Hearing and Petition to Intervene.

In its letter of September 1, 1972, Florida Power states that Gainesville's concern was limited to Commitment No. 3 which dealt with the obligation by Florida Power to exchange bulk power by transmission over its systems between or among other entities with which it is connected. This is an oversimplification of Gainesville's concern. Commitment No. 3 and the explanatory notes thereto and the other 4 Commitments have been of concern to Gainesville since April 12, 1972 when it petitioned to intervene in this case. Gainesville has an equal interest in all of the commitments and the explanatory notes contained in the letter to Florida Power from Mr. Abraham Braitman dated May 18, 1972. These commitments and their explanatory notes were produced as a result of agreements between counsel and were, we believed, the conditions to be made a part of any license granted to Florida Power. They are interrelated.



DR 5084

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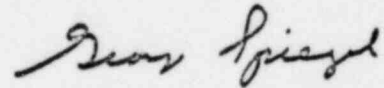
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We view with deep concern any attempt on the part of Florida Power to substantively change these commitments, which we now are informed has been attempted as recently as October 4, 1972.

For these reasons we request the Commission to change its position with respect to our petition to intervene which it filed on June 26, 1972. In that petition the Staff stated: "explanatory notes have been discussed and a mutual understanding with counsel as to all has not been attained; however, only a few points remain unresolved." It is now clear that much more than a "few points" are being discussed and considered without our knowledge or participation.

Gainesville's participation as a full party to these proceedings appears imperative if its concerns are to be protected. We therefore respectfully request that Gainesville's Conditional Request for Hearing and Petition to Intervene be granted.

Sincerely,



George Spiegel

GS:jdf

cc: Wallace E. Brand, Esquire
Joseph Rutberg, Esquire
Stanley A. Brandimore, Esquire

Attorney for City
of Gainesville,
Florida