

OCT 16 1967

Jack R. Harris, Esq.  
Collier, Harris & Collier  
Suite 207  
Stimpson-Wagner Building  
Statesville, North Carolina 28677

Piedmont Cities Power Supply, Inc.

Dear Mr. Harris:

This will acknowledge that on September 12, 1967, copies of the Piedmont Cities Power Supply, Inc. application for licenses under section 103 of the Atomic Energy Act of 1954, as amended, to acquire, own and use a four percent undivided interest in the Duke Power Company's Oconee Nuclear Station, Units 1, 2 and 3, dated September 11, 1967, were tendered to the Commission at the Commission's Public Document Room in Washington, D. C.

We have reviewed this document and have determined that it cannot be accepted for filing as an application for the following reasons:

1. The Commission has no authority to grant Piedmont Cities Power Supply, Inc., or any other person, a license to acquire, own or use an undivided interest in the property of another person without the consent of that person.
2. The document submitted applies for licenses under section 103 of the Atomic Energy Act of 1954, as amended (Act). The Commission has not made a finding of practical value with respect to pressurized water utilization facilities, pursuant to section 102 of the Act. Therefore, such facilities are not licensable under section 103 of the Act.

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3. The document submitted does not meet the requirements of the Commission's regulation, 10 CFR Part 50, with respect to the furnishing of adequate information upon which the Commission may evaluate an applicant's qualifications for the requested licenses, in that it contains no information as to technical qualifications of Piedmont, inadequate information as to Piedmont's financial qualifications, and no technical data regarding the design of the facilities.

For these reasons I regret that we must reject the application tendered to the Commission by the Piedmont Cities Power Supply, Inc. on September 12, 1967.

Sincerely yours,

( signed ) Harold E. Price

Harold L. Price  
Director of Regulation

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Suite 207  
Stimpson-Wagner Building  
Statesville, North Carolina 28677

Fiedmont Cities Power Supply, Inc.

Dear Mr. Harris:

This will acknowledge that on September 12, 1967, copies of the Fiedmont Cities Power Supply, Inc. "application" for licenses under section 103 of the Atomic Energy Act of 1954, as amended, to acquire, own and use a four percent undivided interest in the Duke Power Company's Oconee Nuclear Station, Units 1, 2 and 3, dated September 11, 1967, were tendered to the Commission at the Commission's Public Document Room in Washington, D. C.

We have reviewed this document and have determined that it cannot be accepted for filing as an application for the following reasons:

1. The Commission has no authority to grant Fiedmont Cities Power Supply, Inc., or any other person, a license to acquire, own or use an undivided interest in the property of another person without the consent of that person.
2. The document submitted applies for licenses under section 103 of the Atomic Energy Act of 1954, as amended (Act). The Commission has not made a finding of practical value with respect to pressurized water utilization facilities, pursuant to section 102 of the Act. Therefore, such facilities are not licensable under section 103 of the Act.



3. The document submitted does not meet the requirements of the Commission's regulations, 10 C.F.R. Part 50, with respect to the furnishing of adequate information upon which the Commission may evaluate an applicant's qualifications for the requested licenses, in that it contains no information as to technical qualifications of Piedmont, inadequate information as to Piedmont's financial qualifications, and no technical data regarding the design of the facilities.

*I regret that we must*

For these reasons we reject the "application" tendered to the Commission by the Piedmont Cities Fever Supply, Inc. on September 12, 1967.

Sincerely yours,

Harold L. Price  
Director of Regulation

Distribution:  
Chairman Seaborg (2)  
Commissioner Ramey  
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