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DOCKET NO. 50-155

Regulatory

File 9/16



Consumers
Power
Company

General Offices: 212 West Michigan Avenue, Jackson, Michigan 49201 • Area Code 517 788-0550

January 28, 1972

NELIA POLICY NO. NF-117
Endorsement No. 53



Mr. Lyall E. Johnson, Director
Division of State and Licensee Relations
U. S. Atomic Energy Commission
Washington, D. C. 20545

Dear Mr. Johnson:

Enclosed herewith are three copies of Endorsement No. 53 to NELIA Policy No. NF-117 covering the Big Rock Point nuclear plant. This endorsement supplements Endorsement No. 43, "Waiver of Defenses (Extraordinary Nuclear Occurrence) (Facility Form)" previously filed, by clarifying its intent with respect to persons qualified to make claim under its provisions. The effective date of this endorsement is December 14, 1971.

Yours very truly,

John K. Restrck

JKR/pb

8101120277

NUCLEAR ENERGY LIABILITY ASSOCIATION

SUPPLEMENTARY ENDORSEMENT
WAIVER OF DEFENSES
REACTOR CONSTRUCTION AT THE FACILITY

It is agreed that in construing the application of paragraph 2(b) of the Waiver of Defenses Endorsement (NE-33) with respect to an extraordinary nuclear occurrence occurring at the facility, a claimant who is employed at the facility in connection with the construction of a nuclear reactor with respect to which no operating license has been issued by the Atomic Energy Commission shall not be considered as employed in connection with the activity where the extraordinary nuclear occurrence takes place if:

- (1) the claimant is employed exclusively in connection with the construction of a nuclear reactor, including all related equipment and installations at the facility, and
- (2) no operating license has been issued by the Atomic Energy Commission with respect to the nuclear reactor, and
- (3) the claimant is not employed in connection with the possession, storage, use or transfer of nuclear material at the facility.

This is to certify that this Endorsement No. 53 is a true copy of the original Endorsement No. 53 made a part of Nuclear Energy Liability Policy (Facility Form) No. NF-117. No insurance is afforded hereunder.

Effective Date of this Endorsement December 14th, 1971 To form a part of Policy No. NF-117
12:01 A.M. Standard Time
Issued to Consumers Power Company
Date of Issue December 15th, 1971 For the Subscribing Companies

CHARLES R. BARDES, UNDERWRITING MANAGER
NUCLEAR ENERGY LIABILITY INSURANCE ASSOCIATION

By Joseph Manone
General Manager