

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

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USNRC

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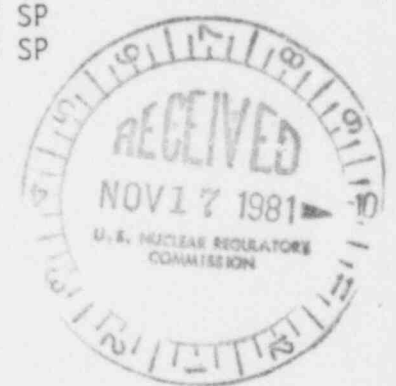
Before Administrative Judges:
Louis J. Carter, Chairman
Frederick J. Shon
Dr. Oscar H. Paris

OFFICE OF SECRETARY
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In the Matter of
CONSOLIDATED EDISON COMPANY
OF NEW YORK
(Indian Point, Unit No. 2)
POWER AUTHORITY OF THE
STATE OF NEW YORK
(Indian Point, Unit No. 3)

Docket Nos. 50-247 SP
50-286 SP



November 13, 1981

MEMORANDUM AND ORDER
(Regarding Petitions)

This Board has, as of this date, received nineteen petitions and requests, all timely, to participate in this proceeding. The Licensees, the Power Authority of the State of New York (Power Authority) and Consolidated Edison Company of New York, Inc. (Con Edison) have requested to be admitted as parties pursuant to our Order published in the Federal Register on October 7, 1981 (46 Fed. Reg. 49688). The Commission stated in its Memorandum and Orders dated January 8, 1981 (CLI-81-1, 13 NRC 1) and September 18, 1981 (CLI-81-22, 14 NRC ___) that the Licensees would be admitted as parties upon request. Accordingly, they are hereby so admitted. In addition, the Commission ruled that the NRC Staff (Staff) would be a party to the proceeding.

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Among the remaining petitions nine are from organizations or groups of organizations that are petitioning for leave to intervene pursuant to 10 C.F.R. § 2.714. These include: West Branch Conservation Association (WBCA), Friends of the Earth (FOE), Rockland Citizens for Safe Energy (RCSE), Westchester People's Action Coalition (WESPAC), New York City Audubon Society (NYC Audubon), Greater New York Council on Energy (GNYCE), Parents Concerned About Indian Point (Parents), the County of Rockland (Rockland), and the Union of Concerned Scientists joined with the New York Public Interest Research Group (USC-NYPIRG).

Additionally, eight governmental entities have petitioned to participate pursuant to 10 C.F.R. § 2.715(c). They are: Port Authority of New York and New Jersey (Port Authority), the Attorney General of the State of New York on behalf of New York State (State), the New York Assembly and its Special Committee on Nuclear Power Safety (State Assembly), the Metropolitan Transit Authority (MTA), the New York State Energy Office (Energy Office), the Executive of the County of Westchester on behalf of the citizens of the County (County), members of the Council of the City of New York (NYC Council), and the Village of Buchanan (Village).

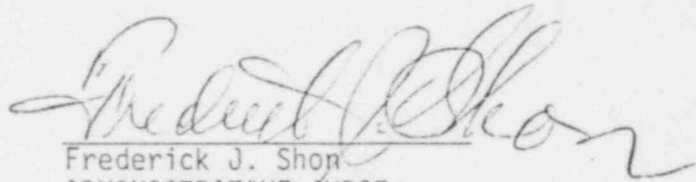
Before ruling on the standing of these petitioners, the Board solicits response to their petitions from the Staff, the Licensees, and any person or organization that has petitioned to participate in this proceeding. In consideration of the foregoing, it is this 13th day of November, 1981,

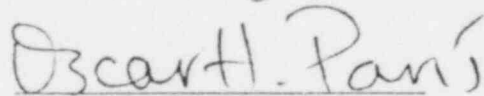
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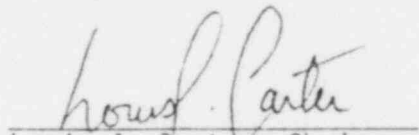
1. That the Power Authority of the State of New York and Consolidated Edison Company of New York, Inc., are admitted as parties to this proceeding.

2. That the responses of the Staff and the Licensees addressing the standing of petitioners to intervene or to participate shall be contained in a single document from each party.
3. That any petitioner may file a responsive pleading addressing the matter of standing of other petitioners in a single document from each petitioner who so files.
4. All filings referred to in 2 and 3 above shall be made no later than November 24, 1981.
5. That, with regard to the filing of contentions in accord with 10 C.F.R. § 2,714(b), such contentions may be filed at any time up to and including December 2, the date of the special pre-hearing conference. Opportunity will be afforded thereafter to file pleadings addressing the admissibility of those contentions on a schedule to be arrived at during the conference. If needed, a second prehearing conference will be held.

THE ATOMIC SAFETY AND
LICENSING BOARD


Frederick J. Shon
ADMINISTRATIVE JUDGE


Oscar H. Paris
ADMINISTRATIVE JUDGE


Louis J. Carter, Chairman
ADMINISTRATIVE JUDGE

Bethesda, Maryland
November 13, 1981