

QUESTION 10. Has the Licensing Board ever before granted authority to issue an operating license while an issue described as "pivotal" to approving the application has been certified to the full Commission and is still pending there? If yes, please explain.

ANSWER.

Again, without taking a position on whether in the Seabrook proceeding the Licensing Board has granted authority to issue an operating license while a pivotal issue has been certified to the Commission, we are unaware of any instance where certified questions on "pivotal" issues have been pending before the Commission at the time a Licensing Board authorized issuance of an operating license.