

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

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In the Matter of	:	
CONSOLIDATED EDISON COMPANY OF NEW YORK (Indian Point, Unit #2)	:	
POWER AUTHORITY OF THE STATE OF NEW YORK (Indian Point, Unit #3)	:	Docket Nos.
	:	50-247-SP
	:	50-286-SP

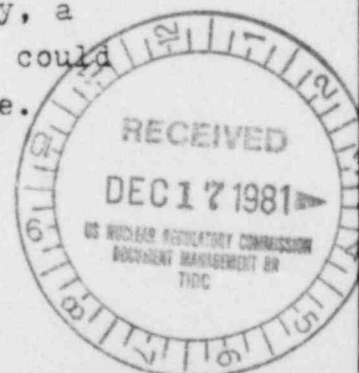
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AMENDED PETITION FOR LEAVE TO INTERVENE

1. Petitioner, Parents Concerned About Indian Point, requests leave to intervene in the adjudicatory hearing initiated by the Nuclear Regulatory Commission in its Memorandum and Order of January 8, 1981, as amended on September 18, 1981. Petitioner requests leave pursuant to the rules of practice of the Nuclear Regulatory Commission at 10 CFR 2.714.
2. Petitioner is a voluntary unincorporated association, all of whose members live within the 50 mile ingestion exposure pathway Emergency Planning Zone. More than half of its members live within the 10 mile plume exposure pathway Emergency Planning Zone.
3. Members of Parents Concerned About Indian Point and their children stand to lose life, good health, and property if defective safety conditions result in a serious nuclear accident at Indian Point.
4. If adequate emergency plans are not implemented, the injury to members will be exacerbated. Conversely, a well designed and properly implemented emergency plan could minimize the disastrous effects of a radiation release.

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5. Most of the members of Parents Concerned About Indian Point and their children, living within 10 miles of Indian Point, will be required to implement any evacuation plan in case of an accident at Indian Point. All the members, living within 50 miles, will be required to implement other emergency response plans. As these emergency plans will directly control their behavior in the event of a nuclear accident at Indian Point, they have a stake in any determination of the Atomic Safety and Licensing Board regarding the "current status and degree of conformity with NRC/FEMA guidelines of state and local emergency planning" and "improvements in the level of planning" which "can be expected in the near future."

6. The risks of a nuclear accident at Indian Point are directly related to the safety factors which are the subject of the current investigation by the Atomic Safety and Licensing Board. Therefore the probability that members of Parents Concerned About Indian Point and their children will be called upon to react in a nuclear emergency will be affected by the outcome of the proceedings.

7. Petitioner requests leave to intervene in the adjudicatory hearing to represent the interests of members of the group and their children, including the following named persons who exercise direct electoral control over the business of the organization, and who have authorized Parents Concerned About Indian Point to represent them:

Ms. Pat Posner  
22 Park Trail  
Croton-on-Hudson  
New York, 10520

Ms. Ervine Kimerling  
34 Piney Point Avenue  
Croton-on-Hudson  
New York, 10520

Fred & Debby Bobson  
36 Heatherdell Road  
Ardsley, New York 10512

Ms. Phyllis Rodriguez  
64 Elmore Avenue  
Croton-on-Hudson  
New York, 10520

8. Parents Concerned About Indian Point can reasonably be expected to make valuable contributions in developing the record regarding "the current status...of state and local emergency planning" and "other offsite emergency procedures that are feasible and should be taken to protect the public." Members, all living in the affected area immediately surrounding Indian Point, are able to elicit information from local officials, administrators, emergency personnel, doctors, teachers, and parents regarding their knowledge of emergency plans, their responsibilities under the plan, and their ability to implement the plan.

9. Petitioner is uniquely qualified by residence within the Emergency Planning Zone, to uncover and point out special problems or situations in the EPZ which might adversely affect implementation of the emergency response plans.

10. Petitioner specifically seeks leave to intervene in respect to the following issues, which have been further developed in formal contentions filed at the Pre-Hearing Conference on December 2:

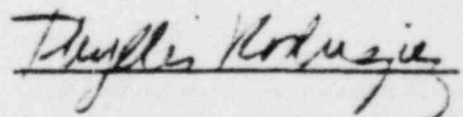
- (i) Whether the psychological, emotional, and physical health and safety of children are adequately protected against the dangers of the Indian Point Nuclear Power Station.
- (ii) Whether the emergency response plans for Indian Point, within the 10 and the 50 mile Emergency Planning Zone, conform with NRC/FEMA guidelines, are capable of being implemented, and are adequate to protect the health and safety of children.
- (iii) Whether the permanent closing of the Indian Point Nuclear Power Station will have a beneficial effect on the environment of the children of members of petitioner.

10. For the foregoing reasons, Petitioner requests leave to intervene in the above-captioned hearing.

December 10, 1981  
P.O. Box 125  
Croton-on-Hudson, NY 10520

Respectfully submitted

Service List Attached



CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of December, 1981, I caused a copy of the foregoing Amended Petition for Leave to Intervene to be served by first-class mail, postage prepaid, on the following:

Louis J. Carter, Chairman  
Atomic Safety and Licensing  
Board  
US NRC  
Washington, D.C. 20555

Brent L. Brandenberg  
Consolidated Edison  
4 Irving Place  
New York City 10003

Charles M. Pratt  
General Counsel  
PASNY  
10 Columbus Circle  
New York City 10019

Jeffrey M. Blum, Esq.  
NYU Law School  
423 Vanderbilt Hall  
40 Washington Square S.  
New York City 10012

Mr. John Gilroy  
Ms. Joan Holt  
NYPIRG  
5 Beekman Street  
New York City 10038

Environmental Protection  
Bureau  
NYS Attorney General's Office  
2 World Trade Center  
New York City 10047

General Counsel  
Port Authority of NY & NJ  
One World Trade Center  
New York City 10048

Mayor George Beegany  
Village of Buchanan  
236 Tate Avenue  
Buchanan, NY 10511

Frederick Shon, Member  
Oscar Paris, Member  
AS & LB, USNRC  
Washington D.C. 20555

WESPAC  
P.O. Box 488  
White Plains, NY 10602

Greater NY Council  
on Energy  
c/o Corren  
NYU, 26 Stuyvesant St.  
New York City 10003

Geoffrey Cobb Ryan  
NYC Audubon Society  
71 W. 23rd St. #1828  
New York City 10010

Stanley H. Klimberg  
New York State Energy Cfc  
2 Rockefeller Plaza  
Albany, NY 12223

Hon. Ruth W. Messenger  
Council Member  
4th District, Manhattan  
City Hall  
New York City, 10007

Friends of the Earth  
208 W. 13th St.  
New York City 10011

Mr. Alfred DeBello  
County Executive  
Westchester County  
148 Martine Ave  
White Plains, NY 10601

Office of Executive Legal  
Director  
US NRE  
Washington, D.C. 20555

Docketing & Service  
US NRC  
Washington, D.C. 20555



Pat P. Smer

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges

Louis J. Carter, Chairman  
Dr. Oscar H. Paris  
Frederick J. Shon

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In the matter of :  
Consolidated Edison Company of :  
New York (Indian Point, Unit 2) :  
  
Power Authority of the State :  
of New York (Indian Point, Unit 3) :

Docket Nos: 50-247-SF  
50-286-SP

Affidavit of Membership  
PARENTS CONCERNED ABOUT INDIAN POINT

State of New York  
County of Westchester ss.:

Ervine Kimerling, being duly sworn, states:

I am a resident of Piney Point Avenue, Croton-on-Hudson, New York. My home is approximately six miles from the Indian Point Nuclear Power Station.

I am a member of Parents Concerned About Indian Point, a voluntary unincorporated association which has the purpose of assuring the safety of children, including my children, in the fifty mile ingestion exposure pathway Emergency Planning Zone.

As part of my effort to secure the safety of my children in the face of a possible nuclear emergency at IPIPS, I authorize Parents Concerned About Indian Point to intervene on my behalf and on behalf of my children at hearings before the Atomic Safety and Licensing Board convened pursuant to Nuclear Regulatory Commission Memorandums and Orders dated January 8, 1981 and September 18, 1981.

Sworn to before me this 1  
day of Dec 1981

John A. Benson  
JOHN A. BENSON  
NOTARY PUBLIC, State of New York  
No. 60-0247983  
Qualified in Westchester County  
Commission Expires March 30, 1983

UNITED STATES OF AMERICAN  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges

Louis J. Carter, Chairman  
Dr. Oscar H. Paris  
Frederick J. Shon

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In the matter of :  
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New York (Indian Point, Unit 2) :  
Power Authority of the State :  
of New York (Indian Point, Unit 3) :

Docket Nos: 50-247-SP  
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PARENTS CONCERNED ABOUT INDIAN POINT

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County of Westchester ss.:

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*Ervine Kimerling*

Sworn to before me this 1  
day of Dec 1981

*John A. Benson*

JOHN A. BENSON  
NOTARY PUBLIC, State of New York  
No. 60-0247983  
Qualified in Westchester County  
Commission Expires March 30, 1983

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

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

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In the Matter of :  
Consolidated Edison Company of New York :  
(Indian Point, Unit 2) : Docket Nos:  
: 50-247-SP  
: 50-286-SP  
Power Authority of the State of New York :  
(Indian Point, Unit 3) :  
:  
:

Affidavit of Authorization  
PARENTS CONCERNED ABOUT INDIAN POINT

State of New York  
County of Westchester ss.:

Pat Posner, being duly sworn, states:

The membership of Parents Concerned About Indian Point has established a Special Committee to supervise the organizational effort to participate in the adjudicatory hearing captioned above.

Committee members are Pat Posner, Phyllis Rodriguez, Kathy Toscani, Sherry Horowitz, Nancy Johnson, and Samantha Sczerba.

Each of these individuals resides within the 50 mile ingestion exposure pathway Emergency Planning Zone.

Each member of the committee is authorized to act individually in filing documents prepared on behalf of Parents Concerned About Indian Point, and in representing Parents Concerned About Indian Point in any meeting, conference, correspondence, and/or affidavit related to the adjudicatory hearing.

Parents Concerned About Indian Point received mail at P.O. Box 125, Croton-on-Hudson, New York, 10520.

Sworn to before me this 10<sup>th</sup>  
day of July, 1981.

Pat Posner  
Pat Posner

Richard P. Mott  
RICHARD P. MOTT  
Notary Public, State of New York  
No. 01100402000  
Qualified in Dutchess County  
Commission Expires March 30, 1992