

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:  
James P. Gleason, Chairman  
Dr. Oscar H. Paris  
Frederick J. Shon

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In the Matter of	)	
	)	
CONSOLIDATED EDISON COMPANY	)	Docket No. 50-247-SP
OF NEW YORK	)	50-286-SP
	)	
(Indian Point, Unit No. 2)	)	
	)	
POWER AUTHORITY OF THE STATE	)	
OF NEW YORK	)	
	)	October 12, 1982
(Indian Point, Unit No. 3)	)	

ORDER  
(Denying UCS/NYPIRG Motion to Direct  
Staff to Reschedule Meeting)

On October 7, 1982, UCS/NYPIRG filed a motion asking the Board to direct the Staff to reschedule a meeting called by the NRC Staff with Consolidated Edison, PASNY, Sandia and NRC Staff to discuss Sandia's preliminary DRAFT Letter Report Evaluation of the Indian Point Probabilistic Safety Study (Sandia Report). This meeting is scheduled for October 13, 1982 in Albuquerque, New Mexico.

UCS/NYPIRG alleged in this motion that it has a great interest in attending this meeting because it intends to use the Sandia Report for its discussion of accident probabilities which it is

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required to make and intends to examine the witnesses on that report. It also alleges that it cannot afford the expense or time to send people to Albuquerque, New Mexico. Therefore, it has requested the Board to direct the Staff to reschedule the hearing in Washington, D.C. or New York.

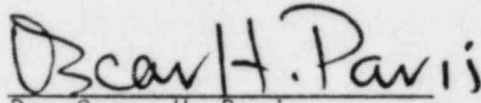
The Board denies UCS/NYPIRG's motion because we lack the authority under 10 C.F.R. § 2.718 or any other regulation to direct the Staff in the performance of its administrative responsibilities. It is the Commission who has this authority as part of "its inherent supervisory authority even over matters in adjudication." Carolina Power & Light Co. (Shearon Harris Nuclear Power Plant, Units 1-4), CLI-80-12, 11 NRC 514, 516 (1980). We note that UCS/NYPIRG has submitted to the Commission a Motion to Direct Staff to Reschedule Meeting.

For the foregoing reasons, it is this 12th day of October, 1982,

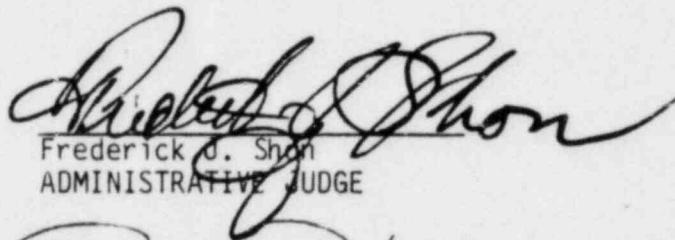
ORDERED

That the UCS/NYPIRG Motion to Direct Staff to Reschedule Meeting  
is denied.

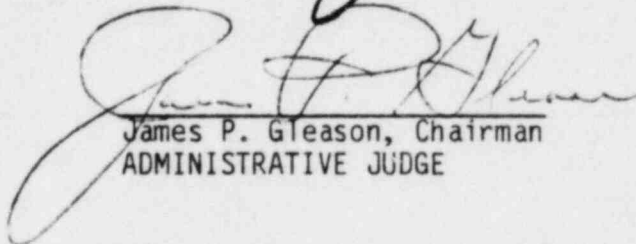
THE ATOMIC SAFETY  
AND LICENSING BOARD



Dr. Oscar H. Paris  
ADMINISTRATIVE JUDGE



Frederick J. Shan  
ADMINISTRATIVE JUDGE



James P. Gleason, Chairman  
ADMINISTRATIVE JUDGE

Bethesda, Maryland