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January 30, 1967

Mr. Charles D. Richards
General Manager
The Independent Coal Operator
P. O. Box 999
Middlesboro, Kentucky - 40465

Dear Mr. Richards:

Dr. Okrent has asked that I reply to your inquiry of December 5, 1966.

The phrase "without undue risk to the public health and safety" is used in 10 CFR Part 50 of the Atomic Energy Commission's regulations. The Commission has not prepared a written interpretation of this phrase. However, comments concerning the meaning of the phrase "without undue risk to the health and safety of the public" were requested of the AEC's Regulatory Staff by the Atomic Safety and Licensing Board in the matter of the Department of Water & Power of the City of Los Angeles, Docket No. 50-214. The reply of the Regulatory Staff was filed in February 1966. A copy is enclosed for your information.

Sincerely yours,

ORIGINAL SIGNED BY
R. F. FRALEY

R. F. Fraley, Executive Secretary
Advisory Committee on Reactor
Safeguards

Attachment:

AEC Regulatory Staff's Response to Board's
Question Concerning Meaning of "Undue Risk"
in the Matter of the Department of Water &
Power of the City of Los Angeles, dtd
February 26, 1966