

ISHAM, LINCOLN & BEALE
COUNSELORS AT LAW

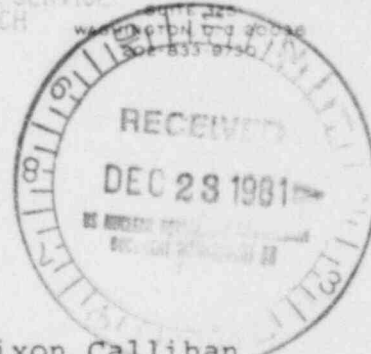
ONE FIRST NATIONAL PLAZA FORTY-SECOND FLOOR
CHICAGO, ILLINOIS 60603
TELEPHONE 312-558-7500 TELEX: 2-5288

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USNRC

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DEPARTMENT OF SECRETARY OF DEFENSE
REGULATORY & SERVICE
BRANCH

WASHINGTON OFFICE
1120 CONNECTICUT AVENUE, N.W.
WASHINGTON, D.C. 20315
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December 21, 1981

Marshall E. Miller, Esq., Chairman
Atomic Safety and Licensing Board
Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dr. A. Dixon Callihan
Union Carbide Corporation
P. O. Box Y
Oak Ridge, Tennessee 37830

Dr. Richard F. Cole
Atomic Safety and Licensing Board
Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Re: In the Matter of Commonwealth Edison Company
(Byron Stations, Units 1 and 2)
Docket Nos. 50-454 & 50-455

Dear Administrative Judges:

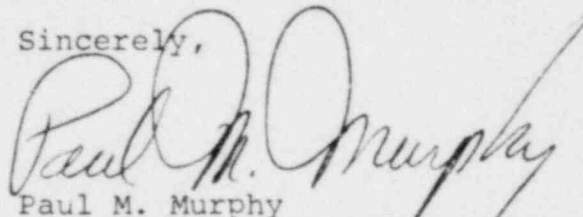
This letter is in response to the Board's Order of December 8, 1981 requesting the parties file affidavits. The affidavits attached as Exhibits 1, 2, 3, and 4 to "Edison's Opposition to the League's Petition for Reconsideration" contain the best recollection of the affiants to the relevant portions of the September 26, 1979 meeting. The affiants have searched their files and have presently been unable to locate notes bearing on the passage quoted on page two of the Board Order. All the affiants have been advised to continue to search their file for any relevant notes, and we will advise the Board if any such notes are located.

DS03
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Mr. Marshall E. Miller
Dr. A. Dixon Callihan
Dr. Richard F. Cole
December 21, 1981
Page Two

Enclosed with this letter is the affidavit of Michael I. Miller of Isham Lincoln & Beale. Mr. Miller was not present at the meeting of September 26, 1979, but has had conversations, as reflected in his affidavit, which are relevant to the passage quoted on page two of the Board's Order.

Sincerely,

A handwritten signature in cursive script that reads "Paul M. Murphy". The signature is written in dark ink and is positioned above the typed name.

Paul M. Murphy
One of the Attorneys for
Commonwealth Edison Company

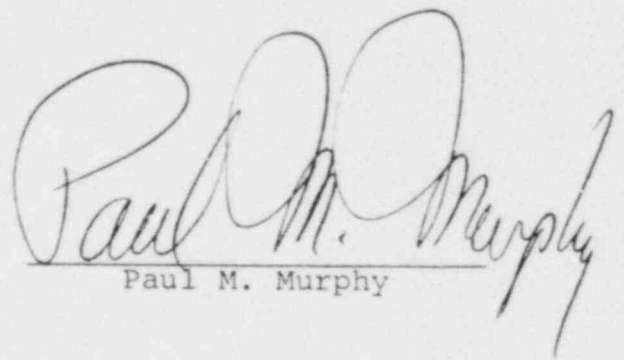
PMM/jo
Enclosure

cc: All Parties of Record

CERTIFICATE OF SERVICE

I, Paul M. Murphy, one of the Attorneys of record for Commonwealth Edison Company, certify that on this date I filed with the Nuclear Regulatory Commission an original and two copies of an affidavit of Michael I. Miller dated December 21, 1981, and three copies of the attached letter to the members of the Atomic Safety and Licensing Board. I have also served copies of the affidavit and letter to all persons on the attached service list, by express mail to Messrs. Marshall E. Miller, Richard F. Cole and Myron Cherry, and by regular mail to all others.

Dated: December 21, 1981


Paul M. Murphy

Marshall E. Miller, Esq., Chairman
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Washington, D.C. 20555

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Atomic Safety and Licensing Appeal
Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Atomic Safety and Licensing Board
Panel
U. S. Nuclear Regulatory Commission
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Secretary
Attn: Chief, Docketing and
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