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RELATED CORRESPONDENCE



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

DOCKETED
USNRC

July 20, 1984

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Ivan W. Smith, Chairman
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

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

SECRETARY
DOCKETING & SERVICE
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Dr. Richard F. Cole
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, DC 20555

In the Matter of
COMMONWEALTH EDISON COMPANY
(Byron Station, Units 1 and 2)
Docket Nos. 50-454 and 50-455 DL

Dear Administrative Judges:

Under cover of this letter, the Staff is transmitting to the Board and parties the affidavit of William L. Forney. (The original, bearing the notary's seal, is being provided to Chairman Smith.) The affidavit describes the role Mr. Forney has played with respect to the Reinspection Program since he left his position as Senior Resident Inspector at Byron in July 1983. The affidavit also states Mr. Forney's agreement with the "Testimony of NRC Staff on Remanded Issues with Respect to the Reinspection Program," filed July 2, 1984, with the exception noted in paragraph 8 of the affidavit.

Mr. Forney's affidavit is being provided to the Board and parties, because it expresses a position that differs in one respect from the Staff testimony. The Staff testimony was filed with knowledge of Mr. Forney's position and the testimony (see Q. & A. 6, page 4) stands.

Since Mr. Forney had only a limited role in the Staff oversight of the implementation of the Reinspection Program, the Staff does not believe it necessary to offer him as a witness in the remanded proceeding.

Sincerely,

Stephen H. Lewis
Deputy Assistant
Chief Hearing Counsel

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PDR ADOCK 05000454
G PDR

Enclosure: As stated

cc w/enclosure: See next page

DS07

cc w/enclosure:

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