

~~D. L. Caphton~~ *TC*

July 12, 1973

F. S. Cantrell

G. L. Snyder *GIS*E. Greenman *PA*

Subject: Oyster Creek Lawsuit Initiated by the State of
New Jersey Regarding Fish Kills - L. Manning
Muntzing's Interest

Muntzing has expressed his personal interest in this case to John Davis. His concern has to do with the situation in which Jersey Central is presently involved; i.e., the possibility of being subjected to legal action by the state as a result of proper action on their part under AEC requirements. His interest is in the possibility of Jersey Central taking that line of defense and, more importantly, be inclined to favor state requirements over AEC requirements.

Follow this case carefully and keep me posted. Please be clear in your understanding that regardless of state action, the Licensee must meet AEC requirements. Do nothing insofar as communicating our position to the Licensee at this time. Follow the site's activities closely, being alert to the possibilities stated above. We will act only if signals indicate possible slighting of AEC requirements.

RC
R. T. Carlson, Chief
Facility Operations Branch

cc: J. P. O'Reilly

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