

MARVIN LEWIS
7801 ROOSEVELT BLVD. #62
PHILA., PA 19152

9-26-86.

Limited Statement of Marvin I. Lewis for the ASLB at
Shoreham Nuclear power Station Docket 50-322-OL-5.

We have seen Chernobyl. we have seen TMI. Still we press
on with the most ridiculous of power supplies.

2000 years ago a rabbi who was being crucified on a cross
put it best, "Forgive them Father. They know not what
they do."

Marvin Lewis

RECORD COPY

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

2 SW Dot Prado
Lake Oswego, Oregon 97034
September 24, 1986

Dear Sirs:

You are currently holding hearings on Long Island, NY related to licensing of Long Island Lighting Company's Shoreham Nuclear Power Plant. This plant has been opposed belatedly by the State and local political figures of the State of New York because of general fears of radiation which have been exacerbated by the incidents at Three Mile Island and at Chernobyl. There have been refusal to participate in the conduct of an evacuation plan and all types of legal challenges which often represent the height of demagoguery and unfairness, and reflect badly upon the people bringing those actions.

You should ignore the emotionalism which you are facing and focus on two issues.

1. Is the Shoreham plant safe as judged by other nuclear plants in the U.S. which you have licensed.
2. In the event of a disaster can the area around the plant be evacuated if Federal, State, and local authorities cooperate with the company to accomplish this.

- over -

than a Shoreham disaster. I think New York City could be evacuated, if necessary, given a little time. You can't do it in 1 hour, but I bet you could in 24-36 hours.

There is another facet to this problem which the Mt. St. Helens and Chernobyl incidents point up. Wind patterns are important determinants of fallout, and, fallout may bypass nearby areas while contaminating more distant areas.

The prevailing winds at Shoreham are to the east and northeast, not to the west.

That protects much of Long Island from Shoreham where disaster emissions are more apt to fall into the Atlantic Ocean. Long Islanders may, in fact, be at greater risk of fallout from Philadelphia Electric's nuclear plants than from Shoreham. People in Providence, R.I. may have more need to worry about Shoreham than most Long Islanders.

The Chernobyl disaster is not really transposable to Shoreham's situation due to the different types of plants. However, estimates of 2,000 - 24,000 excess cancer deaths among 100,000,000 exposed people over 70 years sound much worse than they really are. First, these deaths will mostly occur many years from now among people who will then
over.



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

36
DOCKETED
USNRC

October 1, 1986

'86 OCT -2 A10:24

OFFICE OF
DOCKETING

SERVED OCT -2 1986

MEMORANDUM FOR: William L. Clements
Chief, Docketing and Services Branch
FROM: Kathaleen Kerr *pk*
Atomic Safety and Licensing Board
SUBJECT: LONG ISLAND LIGHTING COMPANY
(SHOREHAM NUCLEAR POWER STATION, UNIT 1)
DOCKET NO. 50-322-OL-5

Please serve the attached correspondence on the Shoreham/EP
Exercise Service List--Docket No. 50-322-OL-5:

1. Ltr. dated 8/15/86 from Lisa S. Deuel;
2. Ltr. dated 9/17/86 from Ron Posnack;
3. Ltr. dated 9/23/86 from I. W. Bianchi, Jr.;
4. Ltr. dated 9/24/86 to Sharleene Sherwin from Thomas J. Lee;
5. Ltr. dated 11/24/86 from Herbert Jaffee.

Enclosures
As Stated

~~861006-0525~~
18

DOCKET
USNRC

'86 OCT -2 AIO:26

OFFICE OF THE ATTORNEY GENERAL
DOCKETING & SERVICE
BRANCH

15 August 1986

Morton B. Margulies, Chairman
Dr. Jerry R. Kline
Mr. Frederick J. Shon
Administrative Judges
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: Shoreham Nuclear Power Station

Dear Administrative Judges:

As a resident of Nassau County I am intensely interested in the Shoreham plant. I understand that your Board intends to conduct hearing on Long Island regarding LILCO's plan and the February 13, 1986, exercise.

I am writing because I want to have an opportunity to inform the Board of my views about the LILCO plan and the exercise. I wanted to do this in February, right after the exercise, which I observed but FEMA, contrary to its practice at other plants, refused to hold such a public meeting.

I understand that this Board has agreed to hold sessions for the receipt of "limited appearance" statements but that dates have not yet been set. The dates should be set and the sessions should not be delayed. I and other Long Island residents have important data to present.

It has been suggested that at least one limited appearance session should be held in Nassau County. The great public interest in this matter demands no less.

I look forward to hearing as soon as possible about when and where the sessions will be held.

Sincerely,

Lisa S. Davel

Lisa S. Davel
38 Highfield Rd.
Glen Cove, NY 11542

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1P

Middle Island Teachers' Association, Inc. DOCKETED
USNRC

P. O. BOX 162

MIDDLE ISLAND, NEW YORK 11953

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OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

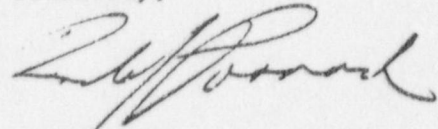
September 17, 1986

Chairman of Atomic Safety and Lic. Board
US Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Sir:

Enclosed is the Middle Island Teachers' Association
Resolution against Shoreham. I respectfully request that
this resolution become part of the "official record" that
shows opposition from employee groups within the 10 mile
zone.

Sincerely,



Ron Posnack
MITA 2nd V.P.

~~86-10060904~~
7pp

Middle Island Teachers' Association, Inc.

P. O. BOX 162

MIDDLE ISLAND, NEW YORK 11953

MIDDLE ISLAND TEACHERS' ASSOCIATION RESOLUTION AGAINST THE
SHOREHAM NUCLEAR POWER PLANT

WHEREAS, the 650 [number] members of this Association, many of whom are women of child bearing age, teach in 7 schools located within 6 miles of the Shoreham nuclear power plant; and

WHEREAS, many members of this Association live within 10 miles of the Shoreham plant and/or have family members or children who work or attend school within 10 miles of the Shoreham plant; and

WHEREAS, Federal regulations require that before full power operation of the Shoreham nuclear power plant can be permitted, there must exist a workable emergency plan which can be implemented and which assures that the population will be adequately protected in the event of a nuclear accident at the plant; and

WHEREAS, the governments of Suffolk County and the State of New York, after extensive analysis, determined not to adopt or implement any radiological emergency plan for a Shoreham plant accident and court decisions have upheld Suffolk County's decision not to adopt or implement such an emergency plan; and

WHEREAS, in light of the recent nuclear power plant accident in the Soviet Union and its devastating effects, this Association is mindful of the potential for, and the dangers associated with, a nuclear power plant accident, and is mindful as well of the

necessity of assuring that real and adequate protection can be provided to school children and school personnel before creating the risk of such an accident by permitting a nuclear power plant to operate; and

WHEREAS, the Long Island Lighting Company has prepared an emergency plan for Shoreham according to which LILCO employees would perform functions normally performed by duly authorized governmental officials, and the proposed LILCO plan has been ruled by the courts to be illegal and beyond LILCO's authority to implement; and

WHEREAS, the LILCO emergency plan includes provisions supposedly to be implemented by school officials and school personnel in the Longwood School District which are purportedly intended to protect the school children in their charge from the effects of a nuclear accident at Shoreham; and

WHEREAS, the Board of Education for the Longwood District has adopted a resolution setting forth its position that the proposals contained in the LILCO plan could not be implemented effectively by its personnel and, even if implemented, would not adequately protect the school children in this district in the event of a Shoreham accident, and determining not to implement or cooperate in implementing any LILCO-proposed emergency plan for Shoreham; and

WHEREAS, the LILCO plan makes unwarranted and false assumptions and representations about (a) the existence of plans in the Longwood District for the early dismissal, sheltering, or evacuation of children from schools in the Longwood District during a Shoreham accident; (b) the ability and willingness of the members of this Association to undertake or perform particular duties and actions during a Shoreham accident; and (c) the purported effectiveness of such actions even if they were taken; and

WHEREAS, this Association understands that according to the LILCO plan and representations made by LILCO to the Nuclear Regulatory Commission, in the event of a nuclear accident at the Shoreham plant, members of this Association are expected to:

(a) remain in school, inside the emergency planning zone, to supervise children during an early dismissal;

(b) remain in school, inside the emergency planning zone, to supervise children while they are attempting to shelter from harmful radiation;

(c) accompany children on buses which would take them through the emergency planning zone to evacuation centers to be located substantial distances away from school;

(d) remain with children to supervise them in evacuation centers; and,

(e) even drive school buses through the emergency planning zone as part of an early dismissal or an evacuation of schools; and

WHEREAS, the Association is informed that in order to protect its own employees who are supposed to participate in implementing the proposed LILCO plan for Shoreham, the LILCO plan expressly prohibits any LILCO employees who are women of child bearing age from accepting any emergency assignments that require them to be inside the 10 mile emergency planning zone during a Shoreham accident; and

WHEREAS, this Association is informed that based upon LILCO's false assumptions and representations, the Nuclear Regulatory Commission's Licensing Board has asserted that preparedness in the Longwood School District is adequate to protect school children in the event of a Shoreham plant emergency and that the Federal Emergency Management Agency, without even speaking with members of this Association, has ignored the fact that the Longwood District has adopted no plan to respond to a Shoreham emergency and its officials and personnel have received no training on how to respond to such an emergency;

NOW THEREFORE BE IT

RESOLVED, that the representations and assumptions made by LILCO and the Nuclear Regulatory Commission about the ability and willingness of members of this Association (a) to participate in implementing LILCO's illegal emergency plan for Shoreham or (b) to endanger themselves by performing emergency duties inside the emergency planning zone during an accident which LILCO does not even expect its own employees to perform, are unwarranted, without basis, and false; and be it further

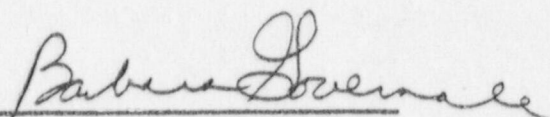
RESOLVED, that because members of this Association have important personal obligations and responsibilities to which they would have to attend in the event of a nuclear accident at Shoreham, members of this Association cannot commit or agree to remain at school during a Shoreham accident, to accompany children on buses during an evacuation, to remain with children in evacuation centers, or to drive school buses during an evacuation or early dismissal from a Shoreham accident; and be it further

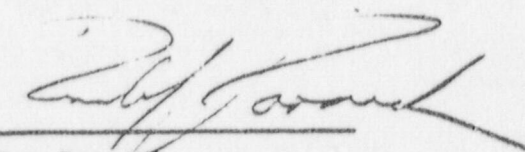
RESOLVED, that the members of this Association are not required by the terms of their employment with the Longwood School District to perform during a nuclear accident at Shoreham the actions which LILCO and the Nuclear Regulatory Commission improperly and falsely assume or expect them to perform; and be it further

RESOLVED, that based upon the substantial experience of its members, this Association finds that the portion of LILCO's emergency plan supposedly intended to apply to school children and, according to LILCO, supposedly to be implemented by school officials and personnel, could not in fact be implemented in the Longwood District during a Shoreham accident; and be it further

RESOLVED, that this Association believes that in the absence of a workable emergency plan that could be implemented and that would provide adequate protection for school children, the danger posed by the full power operation of the Shoreham nuclear plant should not be permitted.

This resolution was passed by the Middle Island Teachers' Association's Board of Trustees on July 15, 1986.


Barbara Governale
MITA President


Ron Posneck
MITA 2nd V.P.



THE ASSEMBLY
STATE OF NEW YORK
ALBANY

I. WILLIAM BIANCHI, JR.
Assemblyman 3rd District

25 Orchard Road
East Patchogue, L.I., N.Y. 11772
(516) 854-0414

Room 939
Legislative Office Building
Albany New York 12248
(518) 455-4901

September 23, 1986

DOCKET #
USNPL

CHAIRMAN
Majority Program Committee
'86 OCT -2 AIO:27
COMMITTEES
Rules
Ways and Means
Environmental Conservation
OFFICE OF
DOCKET # 50-322-OL-5
BRANCH
Corporations, Commissions
and Authorities
CHAIRMAN
Sub-Committee on Marine Resources

Hon. Morton B. Margulies
Chairman of the Shoreham Board
Atomic Safety and Licensing Board
Washington, D.C. 20555

Re: Shoreham Nuclear Power Station
EP Exercise
Docket # 50-322-OL-5

Dear Judge Margulies:

I appreciate the opportunity to submit a statement concerning the evacuation plan for the Shoreham nuclear power plant. As a State legislator representing a part of Suffolk County, I do not have any legislative authority regarding the laws which the NRC and this Board operate under. As we all know, the Congress makes the laws concerning how nuclear power plants are licensed. The law on licensing nuclear power plants specifically calls for local participation in evacuation plans.

My purpose in being here is to point out that it appears to me, as a State legislator, that the NRC is not following this law mandated by Congress. When an agency does not follow the administrative procedure set up by a legislative body, it is a violation of due process, and I believe that is what is occurring today. An agency, whether federal or state, cannot make one set of rules for a nuclear power plant in California and another set of rules for a nuclear power plant here on Long Island. It is unfortunate that legal action will most likely be the result of these hearings, which attempt to circumvent the laws set up by Congress.

The second point that I wish to make has to do with the new law establishing the Long Island Power Authority. As a sponsor of this law, I was pleased to support this legislation which not only seeks to stabilize electric rates on Long Island, but reflects the will of the people of Long Island that Shoreham not

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Hon. Morton B. Margulies

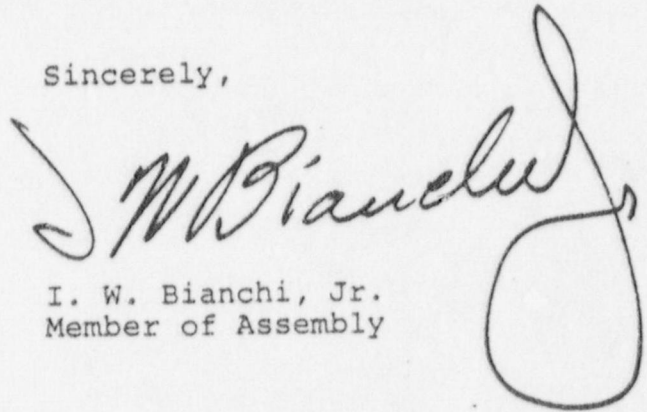
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September 23, 1986

open. The legislators on Long Island have spoken for the people. We ask you to respect the statement made by the New York State Legislature and the Governor of the State by not approving a license for Shoreham since our State law will close Shoreham.

We have spoken as a State. I am asking you, as a representative of the federal government, to respect our decision in this matter.

Sincerely,

A large, stylized handwritten signature in dark ink, appearing to read "I. W. Bianchi, Jr.", with a long, sweeping underline that loops around the bottom right of the signature.

I. W. Bianchi, Jr.
Member of Assembly

cj

VALLEY STREAM UNION FREE SCHOOL DISTRICT THIRTEEN

James A. Dever School

Corona Avenue

Valley Stream, New York 11582

825-8545

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'86 OCT -2 A10:27

OFFICE OF LEGAL COUNSEL
DOCKETING & SERVICE
BRANCH

September 24, 1986

Ms. Sharleene Sherwin
L.I. Coalition for Safe Living
60 Lagoon Blvd.
Sagequa, NY 11758

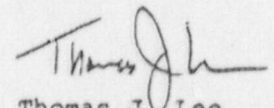
Dear Ms. Sherwin:

The State Supreme Court has ruled that LILCO's emergency plan for Shoreham is illegal. The State and Suffolk County have declined to implement any such plan for Shoreham. The Governor takes the position that Shoreham cannot and should not be licensed to operate. This School District, as an arm of the Legislative Branch of the State of New York, feels itself bound by the decisions of the State Supreme Court and by the opinions of the Governor.

Accordingly, and in view of the above, this School District wants you to know that our agreement with the American Red Cross, dated 12/22/85, for the use of our Wheeler Avenue School as a mass care shelter in case of an emergency, does not apply to a radiological emergency originating out of LILCO's facility at Shoreham. Should such a disaster occur, at any time in the future, the Board of Education of this School District will consider a request, de novo, at that time.

Of course, with the exception detailed above, our school facility stands ready to assist in any community emergency.

Yours truly,


Thomas J. Lee
Superintendent

TJL:dlt

cc: Atomic Licensing Board
The Honorable Judge Margulies
The Honorable Judge Klein
Dr. Shon



ASSOCIATION OF INVESTORS IN NEW YORK UTILITIES, INC.

A Membership Not-for Profit New York Corp.

P.O. Box 12423, Albany, New York 12212

November 24, 1986

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(914) 677-5439

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(914) 452-0243

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William R. Trautman
760 Chestnut Hill Road
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(716) 652-5140

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Schenectady, NY

Hon. Morton B. Margulies, Chairman
Atomic Licensing Board
U.S. Nuclear Regulatory Commission
Washington D.C. 20555

Dear Mr. Margulies:

Re the hearings in Suffolk County regarding the testing of the Shoreham evacuation plan:

The Long Island community and Suffolk County, which welcomed the construction of the Shoreham nuclear power plant, has been beset by a wave of fear mongering by opponents of technology. Unfortunately, the local politicians, who seem unable to summon up the courage that leadership requires, have caved in to the fear mongering of technology's opponents. Political considerations have supplanted rationality in the licensing of the Shoreham nuclear power plant on Long Island.

Long Island desperately needs Shoreham's 809 megawatts of electric power and there is no alternative source. There can be no doubt that the evacuation issue is a red herring. In my opinion, the politicians are clearly in violation of their duty to protect the public health and safety by refusing to test an evacuation plan. Further, they are in violation of the law by attempting to usurp the prerogatives of the Nuclear Regulatory Commission.

I request that your commission approve the evacuation plan so that the licensing of the Shoreham nuclear plant be implemented as soon as possible.

Sincerely,

Herbert Jaffe
Herbert Jaffe, director
57 Elinor Place
Freeport N.Y. 11520
516 868- 7461

COPIES

Lynn Abraham
Karr Parker Jr.
John Howley

LOCKET
USNHL

86 OCT -2

Executive Secretary
Joseph F. Furlong
19 Hornbeck Ridge
Poughkeepsie, NY 12603
(914) 454-3962

OFFICE OF THE
BOCKETING & SERVICE
BRANCH

United States Senate

WASHINGTON, DC 20510

37
EXHIBIT NUMBER 50-322-01-5

86 OCT 1 AIO:57

September 26, 1986

OFFICE OF THE CLERK
DOCKETING & SERVICE
BRANCH

The Honorable Morton B. Margulies
Atomic Safety and Licensing Board
Nuclear Regulatory Commission
Washington, D.C. 20555

SERVED OCT -1 1986

Dear Judge Margulies:

As a follow-up to my limited appearance statement before the Atomic Safety and Licensing Board on September 23, 1986, I am submitting a series of contentions regarding the Shoreham nuclear power plant. These are matters which were addressed repeatedly during the statements before the Board on September 23rd, 25th, and 26th, and they constitute issues that must be considered in the licensing hearing for Shoreham.

It is clear from the statements presented to the Board that the people of Long Island are afraid. They are afraid that no one is truly considering vital safety issues at Shoreham. They are afraid that there is a pre-existing determination to license Shoreham which will prevent full consideration of these issues during the licensing hearing. They are afraid that we have not really learned our lessons from Three Mile Island and Chernobyl. They are afraid that the Nuclear Regulatory Commission and the Atomic Safety Licensing Board are simply going through the motions and are not really paying any attention to the legitimate concerns of the residents of Long Island. I share these fears.

I therefore urge the Atomic Safety and Licensing Board to accept the following four contentions for litigation. I believe they are matters that clearly expose the inadequacy of LILCO's February 13 exercise. Each of these contentions follows the pleading requirements of NRC regulations: their bases are NRC regulatory requirements; they are drafted with specificity; and the parties to the proceeding are given notice of what to litigate.

Contention 1

NRC regulations provide that the NRC "shall" base its emergency preparedness conclusions on the finding of FEMA. Following the February 13 exercise, FEMA refused to make a finding. However, the then-Director of FEMA Region II, Mr. Frank Petrone, found and publicly announced that the exercise did not provide a basis to conclude that there is a reasonable assurance that LILCO's emergency plan can adequately protect the public. FEMA headquarters in Washington forced Mr. Petrone to resign when he would not retract his

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statement. In testimony before the ASLB on September 25, 1986, Mr. Petrone stated, "My lasting reservations and warnings about the lack of adequate emergency planning for Shoreham continue...." He also said with respect to the February 13 exercise, "...The scope of the exercise was so limited, the initial findings significant, and the capabilities of government resources impossible to measure, that in any other operating plant, immediate action would be taken. This test can only conclude that the state of emergency preparedness for Shoreham is virtually nonexistent in light of your own regulations and standards. It is clear to me that there is no satisfactory or workable plan for Suffolk county...." Mr. Petrone concluded, "...The major deficiencies cited should have been enough evidence for the NRC to immediately act and deny any operating license for Shoreham."

Accordingly, the Licensing Board must find either: (1) that there is no FEMA finding on which the NRC "shall" base its conclusion and, therefore, unless and until FEMA submits such a finding, this proceeding must be summarily ended; or (2) that the FEMA finding was the statement made by FEMA's former Region Director and, therefore, there is no reasonable assurance that LILCO's plan can adequately protect the public.

Contention 2

NRC regulations require that the Licensing Board consider new information relevant to the safety of the public. The Chernobyl accident is such new information. In light of Chernobyl, the preponderance of people on Long Island would react to a Shoreham accident by immediately seeking to save themselves and their loved ones from Shoreham's radiation as fast as possible. The knowledge that people already have about the impossibility of evacuating on Long Island's few and congested roadways, coupled with the fact that serious radioactive doses at Chernobyl required the evacuation of all people within at least 18 miles, would cause the public on Long Island to ignore LILCO's emergency plan and would create an uncontrollable situation where the public would be trapped. A recent Newsday poll showed that if the public were informed of an accident at Shoreham, roughly 1.8 million of Long Island's citizens would immediately rush to evacuate. This obviously would lead to a gridlock. Long Islanders, therefore, would be endangered by the very radiation that the emergency plan is designed to help them escape.

Contention 3

NRC regulations provide that an emergency planning exercise be a basis for determining whether adequate protective measures can and will be taken. The February 13 exercise provides no such basis, because (1) it was irrelevant to the actual conditions on Long Island; (2) it made believe that 130,000 people were evacuated

The Honorable Morton B. Margulies
September 26, 1986
Page Three

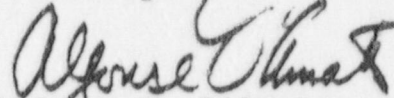
without major problems; (3) it ignored the effects of a large-scale voluntary evacuation of hundreds of thousands of people; and (4) it was based on a scenario that LILCO wrote for itself and which did not include difficult tasks for LILCO. Therefore, there is no basis for the results of the exercise to support a finding that LILCO's plan can be implemented so as to adequately protect the public.

Contention 4

FEMA's evaluation of the February 13 exercise was wholly inadequate. Instead of performing its duties in accordance with FEMA's obligation to the public and its enabling legislation, FEMA acted as a mere puppet for LILCO. The NRC is going along with the exercise and is using its personnel and resources to further this deception. FEMA's evaluation of the exercise is, therefore, tainted, and it must be rejected as such by the Licensing Board.

I ask that you consider these contentions in the forthcoming licensing hearings for Shoreham. I believe it is vital that these issues be fully addressed so that the safety of the residents of Long Island may be protected. I realize that a request for the Atomic Safety and Licensing Board to "slow down, stop, and think" may seem unnecessary when dealing with a plant that is already more than ten years behind schedule, but I assure you that it is not. It is time that the concerned citizens of Long Island whom I represent not just be heard, but be listened to. It is time that we deal with the facts of this particular, unusual case.

Sincerely,



Alfonse M. D'Amato
United States Senator

cc.: The Honorable Lando W. Zech
The Honorable Jerry R. Kline
The Honorable Frederick J. Shon



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

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September 22, 1986

'86 SEP 23 P3:02

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

MEMORANDUM FOR: William L. Clements, Chief
Docketing and Service Branch

FROM: Allene Comiez *ac*
Secretary to Judge Margulies

SUBJECT: SHOREHAM PROCEEDING - DOCKET NO. 50-322-OL-3

Please serve the enclosed letter on the parties to the Shoreham proceeding.

Enclosure
Ltr. fm A. Beck dtd 9/12/86

~~8609290132~~
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OFFICE OF SECRETARY
DOCKETING & SERVICE
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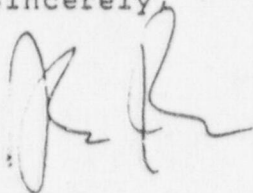
September 12, 1986

The Honorable Morton Margulies
Administrative Law Judge
Atomic Safety & Licensing Board
United States Nuclear Regulatory Commission
Washington, D.C. 20555

Dear Judge Margulies:

Enclosed please find a copy of our recent letter to the Long Island Lighting Company concerning our withdrawal from participation in the Shoreham Emergency Response Plan.

Sincerely,



Alan Beck
President & General Manager

AB/1
Enclosure

ISLAND BROADCASTING COMPANY, INC.

516/475-5200 • P.O. Box 230 Patchogue, New York 11772

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WALK FM 97.5

AM 1370

Alan S. Beck, President and General Manager

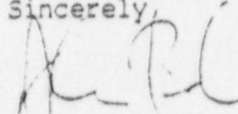
August 8, 1986

Mr. Ira Freilicher
Vice President
Long Island Lighting Company
175 East Old Country Road
Hicksville, New York 11801

Dear Mr. Freilicher:

In accordance with the ruling of the Supreme Court of the State of New York (Cuomo, Suffolk, Southampton vs. LILCO./Judge Geiler) and on the advice of counsel, we find it necessary at this time to withdraw from participation in the Shoreham Emergency Response Plan.

Sincerely,



Alan S. Beck
President and General Manager

ASB:ds

ISLAND BROADCASTING COMPANY, INC.

516-475-5200 • P.O. Box 230 Patchogue, New York 11772



OFFICE OF THE
COMMISSIONER

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

DOCKET NUMBER 50-322-063
PROD. & UTIL. FAC

DOCKET NUMBER 50-322-065
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USNRC

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September 19, 1986

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

MEMO TO: William L. Clements, Chief
Docketing and Service Branch

SERVED SEP 19 1986

FROM: Patricia R. Davis, Legal Assistant PD
Office of Commissioner Asselstine

SUBJECT: SHOREHAM PROCEEDING

Commissioner Asselstine received the attached letter with a copy of a book entitled "Power Crazy." Please serve both the letter and the attached copy of the book cover on the parties to the Shoreham proceeding.

~~8609240078~~
3PP

Karl Grossman
Box 1680
SAG HARBOR, N.Y. 11963

Dear Commissioner Asselstine,

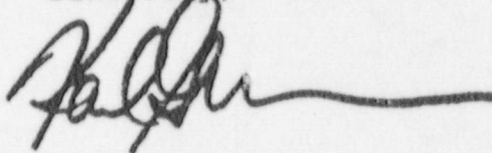
Here's a copy of the LILCO book. It is also simultaneously being issued in hardcover.

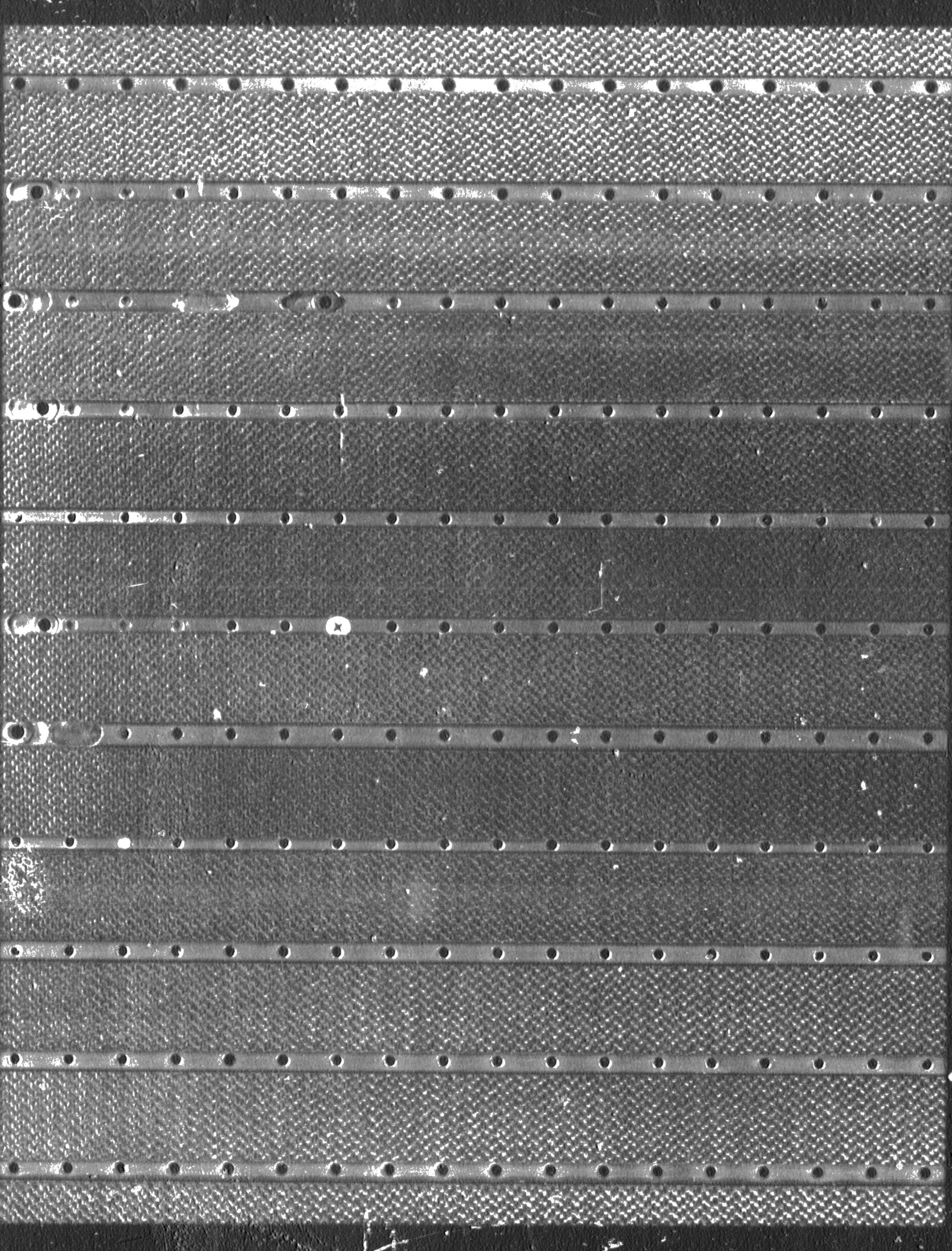
There are numerous quotes from you in the chapter "In LILCO's Pocket: Washington, D.C."

I tried to make it a full and comprehensive account of the LILCO and Shoreham story and, by closely examining one utility and one nuclear power plant, it is really the tale of the U.S. utility industry and nuclear power.

Perhaps it would also be helpful for your colleagues on the NRC to read.

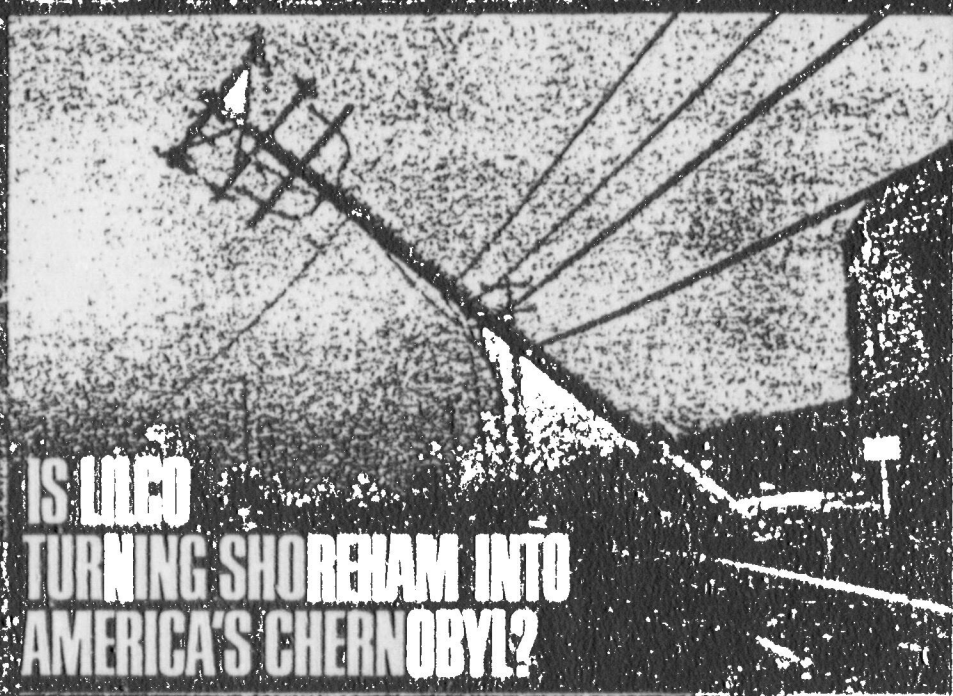
Sincerely,

A handwritten signature in dark ink, appearing to be 'K. Grossman', followed by a long horizontal flourish.





POWER



**IS LOECO
TURNING SHOREHAM INTO
AMERICA'S CHERNOBYL?**

BY KAREL GROSSMAN

PHOTOGRAPH BY JEFFREY M. HARRIS



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

DOCKETED
USNRC

September 17, 1986

'86 SEP 18 AM 1:03

OFFICE OF THE SECRETARY
DOCKETING SERVICE
BRANCH

SERVED SEP 13 1986

Ms. Jean Christie
Secretary-Treasurer
North Shore Coalition for Safe Energy
P.O. Box 18
Great Neck, NY 11022

Dear Ms. Christie:

Subject: Long Island Lighting Company, Shoreham Nuclear Power
Station, Unit 1, Docket No. 50-322-OL-5

This is in response to your letter of September 10, 1986, inquiring about the limited appearance sessions that are to be conducted by the Board in the subject proceeding.

Please find enclosed a copy of the Board's Notice detailing the times and places of the three limited appearance sessions. You will note that there are day and evening hours scheduled. A sign-up book will be available on the day of each session to permit persons to sign up to make an appearance during the morning, afternoon or evening of that particular day.

Very truly yours,

Morton B. Margulies, Chairman
Administrative Law Judge

Enclosure:
Board's Notice dtd. 9/10/86

cc: Service list

~~8609220165~~
18



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

DOCKETED
USNRC

September 16, 1986

'86 SEP 17 AIO:39

OFFICE OF THE
DOCKETING & SERVICE
BRANCH

SERVED SEP 17 1986

Mrs. Francine Walker
3188 Wynsum Avenue
Merrick, NY 11566

Dear Mrs. Walker:

Subject: Long Island Lighting Company, Shoreham Nuclear Power
Station, Unit 1, Docket No. 50-322-OL-5

This is in response to your letter dated August 15, 1986, which I received today, requesting information on the Board's holding of limited appearance sessions in the above captioned proceeding.

Please find enclosed the Board's Notice detailing the time and location for such sessions including one in Mineola, New York on September 26, 1986.

Very truly yours,

Morton B. Margulies, Chairman
Administrative Law Judge

Enclosure:
Board's Notice dtd. 9/10/86

cc: Service list

~~8609180210~~

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Morton B. Margulies, Chairman
Dr. Jerry R. Kline
Frederick J. Shon

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station,
Unit 1)

Docket No. 50-322-OL-5
(EP Exercise)

(ASLBP No. 86-533-01-OL)

September 10, 1986

NOTICE
(Schedule For Prehearing Conference
And Making Limited Appearances)

Pursuant to the Board's Order of September 9, 1986 providing for the scheduling of a prehearing conference in conjunction with the taking of limited appearances we set the following schedule for the session. The schedule has been affected by the availability of adequate hearing facilities.

Limited appearances will be taken on September 23, 1986, at Hauppauge, New York, in the William H. Rogers Building, Suffolk County Center, Veterans Memorial Highway, between the hours of 9:30 a.m. to 12:00 noon, 1:30 p.m. to 4:00 p.m., and 6:00 p.m. to 9:00 p.m.

Limited appearances will be taken on September 25, 1986, at Riverhead, New York, in the Riverhead Town Hall, 200 Howell Avenue, between the hours of 9:30 a.m. to 12:00 noon, 1:30 p.m. to 4:00 p.m., and 6:00 p.m. to 8:00 p.m.

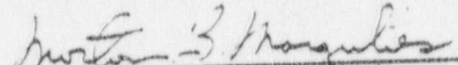
~~8609110220~~
ZPP

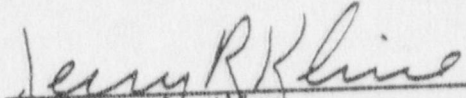
Limited appearances will be taken on September 26, 1986 at Mineola, New York, in the Executive Building, 1 West Street, between the hours of 9:30 a.m. to 12:00 noon. 1:30 p.m. to 4:00 p.m., and 6:00 p.m. to 9:00 p.m.

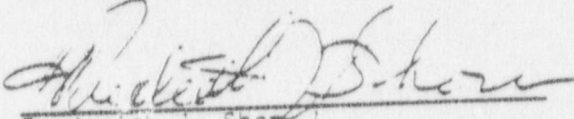
The prehearing conference, concerned with legal issues, in which only the parties are to participate, will be held on September 24, 1986, at Hauppauge, New York, in the New York State Court of Claims, State Office Building, Room 3844, Veterans Memorial Highway, commencing at 9:30 a.m. The public is invited to attend the prehearing conference.

It is so Ordered.

THE ATOMIC SAFETY AND
LICENSING BOARD


Morton B. Margulies, Chairman
ADMINISTRATIVE LAW JUDGE


Jerry R. Kline
ADMINISTRATIVE JUDGE


Frederick J. Shaw
ADMINISTRATIVE JUDGE

Dated at Bethesda, Maryland
this 10th day of September, 1986

41



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

DOCKETED
USNPC

September 10, 1986

'86 SEP 12 P3:06

OFFICE OF THE
DOCKET CLERK

RECEIVED SEP 12 1986

Ms. Carol Berman
42 Lord Avenue
Lawrence, New York 11559

Dear Ms. Berman:

Subject: Long Island Lighting Company, Shoreham Nuclear Power
Station, Unit 1, Docket No. 50-322-OL-5

This is a follow up to my letter of August 22, 1986, to advise you when
limited appearance statements, pursuant to 10 CFR 715(a), will be taken
in the subject proceeding.

Please find enclosed the Board's Notice detailing the time and place for
such sessions including one in Mineola, New York on September 26, 1986.

Very truly yours,

A handwritten signature in cursive script, reading "Morton B. Margulies".

Morton B. Margulies, Chairman
Administrative Law Judge

Enclosure:
Board's Notice dtd. 9/10/86

cc: Service list

8609100072
1P



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

September 10, 1986

Ms. Marge Harrison
1845 Voshage Street
Baldwin, New York 11510

Dear Ms. Harrison:

Subject: Long Island Lighting Company, Shoreham Nuclear Power
Station, Unit 1, Docket No. 50-322-OL-5

This is in response to your letter of August 28, 1986, inquiring about holding limited appearance sessions, in the subject proceeding, in Nassau and Suffolk Counties, New York

Please find enclosed the Board's Notice detailing the time and location for such sessions in Nassau and Suffolk Counties.

Very truly yours,

Morton B. Margulies
Morton B. Margulies, Chairman
Administrative Law Judge

Enclosure:
Board's Notice dtd. 9/10/86

cc: Service list

~~8609160076~~
18



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

September 10, 1986

Thomas L. Carroll, Esquire
Counsel, Board of Supervisors
Nassau County Executive Building
1 West Street
Mineola, New York 11501

Dear Mr. Carroll:

Subject: Long Island Lighting Company, Shoreham Nuclear Power
Station, Unit 1, Docket No. 50-322-OL-5

This is a follow up to my letter of July 29, 1986, to advise you when
limited appearance statements will be taken in the subject proceeding.

Please find enclosed the Board's Notice detailing the time and location
for such sessions including one in Mineola, New York on September 26,
1986.

Very truly yours,

Morton B. Margulies, Chairman
Administrative Law Judge

Enclosure:
Board's Notice dtd. 9/10/86

cc: Service list

8609160077
18



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

September 10, 1986

Ms. Shauleene Sherwin
60 Lagoon Boulevard
Massapequa, New York 11758

Dear Ms. Sherwin:

Subject: Long Island Lighting Company, Shoreham Nuclear Power
Station, Unit 1, Docket No. 50-322-OL-5

This is in response to your letter of August 14, 1986, inquiring when
limited appearance statements will be heard, in the subject proceeding,
in Nassau County.

Please find enclosed the Board's Notice detailing the time and location
for such sessions including one in Mineola, New York on September 26,
1986.

Very truly yours,

Morton B. Margulies, Chairman
Administrative Law Judge

Enclosure:
Board's Notice dtd. 9/10/86

cc: Service list

~~8609100080~~ 18



UNITED STATES
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD PANEL
WASHINGTON, D.C. 20555

September 10, 1986

The Honorable Vincent A. Suozzi
Mayor and Supervisor of Glen Cove
Executive Building
1 West Street
Mineola, New York 11501

Dear Mayor Suozzi:

Subject: Long Island Lighting Company, Shoreham Nuclear Power
Station, Unit 1, Docket No. 50-322-OL-5

This is in response to your letter of August 28, 1986, inquiring about the holding of hearings on Long Island to permit residents to address the Licensing Board on the emergency preparedness exercise of the LILCO emergency plan.

Please find enclosed a notice detailing the times and places for holding hearings to take limited appearances pursuant to 10 CFR 2.715(a). There will be sessions at three locations, including Mineola, New York on September 26, 1986, with day and evening hours scheduled.

Very truly yours,

Morton B. Margulies, Chairman
Administrative Law Judge

Enclosure:
Board Notice dtd. 9/10/86

cc: Service list

~~860916 0089~~
18

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Morton B. Margulies, Chairman
Dr. Jerry R. Kline
Frederick J. Shon

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station,
Unit 1)

Docket No. 50-322-OL-5
(EP Exercise)

(ASLBP No. 86-533-01-OL)

September 10, 1986

NOTICE
(Schedule For Prehearing Conference
And Making Limited Appearances)

Pursuant to the Board's Order of September 9, 1986 providing for the scheduling of a prehearing conference in conjunction with the taking of limited appearances we set the following schedule for the session. The schedule has been affected by the availability of adequate hearing facilities.

Limited appearances will be taken on September 23, 1986, at Hauppauge, New York, in the William H. Rogers Building, Suffolk County Center, Veterans Memorial Highway, between the hours of 9:30 a.m. to 12:00 noon, 1:30 p.m. to 4:00 p.m., and 6:00 p.m. to 9:00 p.m.

Limited appearances will be taken on September 25, 1986, at Riverhead, New York, in the Riverhead Town Hall, 200 Howell Avenue, between the hours of 9:30 a.m. to 12:00 noon, 1:30 p.m. to 4:00 p.m., and 6:00 p.m. to 8:00 p.m.

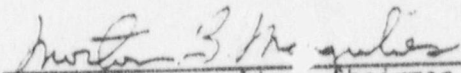
860911020
291

Limited appearances will be taken on September 26, 1986 at Mineola, New York, in the Executive Building, 1 West Street, between the hours of 9:30 a.m. to 12:00 noon, 1:30 p.m. to 4:00 p.m., and 6:00 p.m. to 9:00 p.m.


The prehearing conference, concerned with legal issues, in which only the parties are to participate, will be held on September 24, 1986, at Hauppauge, New York, in the New York State Court of Claims, State Office Building, Room 3844, Veterans Memorial Highway, commencing at 9:30 a.m. The public is invited to attend the prehearing conference.

It is so Ordered.

THE ATOMIC SAFETY AND
LICENSING BOARD


Morton B. Margulies, Chairman
ADMINISTRATIVE LAW JUDGE


Dr. Jerry R. Kline
ADMINISTRATIVE JUDGE


Frederick J. Shon
ADMINISTRATIVE JUDGE

Dated at Bethesda, Maryland
this 10th day of September, 1986



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

DOCKETED
USNRC

OFFICE OF THE
COMMISSIONER

September 3, 1986

'86 SEP -3 P4:21

OFFICE OF
DOCKETING & SERVICE
BRANCH

MEMO TO: William L. Clements, Chief
Docketing and Service Branch

FROM: Patricia R. Davis, Legal Assistant PD
Office of Commissioner Asselstine

SUBJECT: SHOREHAM PROCEEDING

SERVED SEP -4 1986

BUCKET NUMBER SD-322-OL-3
PROD. & UTIL. FAC.

Please serve the attached letter on the parties to the Shoreham proceeding.

~~8609050214~~
1P