

COPY

405424

UNIVERSITY OF HAWAII

Hawaii Institute of Marine Biology
October 6, 1972

REPOSITORY DOE/PASO
COLLECTION DOE/NV
BOX No. 1234
EVIDENCE ANTHROPOLOGICAL
FOLDER Survey 472-11/76

Mr. Roger Ray
Assistant Manager for Operations
U. S. Atomic Energy Commission
Nevada Operations Office
P. O. Box 14100
Las Vegas, Nevada 89114

Dear Mr. Ray:

I have just been requested by Mr. Van Renssalaer of the Honolulu Operations Office of the Atomic Energy Commission to meet with you on Friday, October 13 at 11:00 a.m. in my office on Coconut Island. I will be very pleased to do so, and wish to confirm this appointment.

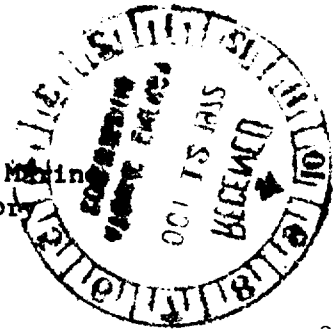
Mr. Van Renssalaer thought it might be appropriate to inform you of proceedings in the United States Federal Court in Honolulu yesterday, October 5. The case involved an injunction against the Air Force's PACE operation on Eniwetok. Judge Samuel King had previously issued a restraining order to the Air Force and they were seeking to be allowed to continue drilling and seismic work while involved in the preparation of an environmental impact statement, and until a formal court case could be heard on February 13, 1973. Judge King denied this motion, indicating he could not see that the Air Force had just cause to proceed, even with the seismic work.

In the issuance of the restraining order, the whole question of whether the operations of the PALUMBO and other AEC monitoring activities were indeed part of the PACE project or not. Counsel for the plaintiff, Mr. Ted Mitchell, assured me that the AEC would be free to operate there, and that this restraining order did not include them or our EMBL operations. If any problems develop in this regard, I would suggest you contact the assistant U. S. attorney in Honolulu, Mr. Miho, or the counsel for the Micronesian Legal Services, Mr. Ted Mitchell, who is located in Saipan.

I'll look forward to seeing you on the 13th. If there is anything I can do in advance of this meeting, don't hesitate to call on me at (808) 247-6631.

Yours sincerely,

Philip Helfrich
Director, Eniwetok Marine
Biological Laboratory



PH:md

cc: Mr. Hills

Mr. Van Renssalaer
Coconut Island, P.O. Box 1067, Kaneohe, Hawaii 96744 / Cable Address: UNIHAW

Palumbo