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UNITED STATES OF AMERICA  
BEFORE THE  
NUCLEAR REGULATORY COMMISSION

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OFFICE OF THE  
GENERAL COUNSEL  
ADJUTANT  
August 4, 2000

In the Matter of )

Vermont Yankee Nuclear Power Corporation )

and )

AmerGen Vermont, LLC )

(Vermont Yankee Nuclear Power Station) )

Docket No. 50-271  
License No. DPR-28  
(License Transfer)

**APPLICANTS' RESPONSE IN OPPOSITION TO CITIZEN  
AWARENESS NETWORK'S REQUEST TO STRIKE**

In an Order dated July 24, 2000, the Commission requested the Applicants to file a status report on proceedings before other agencies related to the transfer of Vermont Yankee to AmerGen Vermont. The Applicants filed their response on July 28, 2000. The last paragraph of the Applicants' response expressed optimism that the approvals by the other agencies can be obtained in a timely fashion. It also stated that, based upon precedents discussed in Applicants' previous filings, the Commission should not stay the license transfer pending completion of the other proceedings.

By a letter dated July 31, 2000 to the Secretary of the Commission, Citizen Awareness Network's (CAN's) attorney seeks to strike the final paragraph "of the Applicants' filing of July 28, 2000, in so far as it contains another opposition to CAN's lawfully requested stay under the

Template = SECY-041

SECY-02

Commission's rules governing Subpart M proceedings." Applicants file this response in opposition as provided in 10 C.F.R. § 2.1325(b).

CAN's motion to strike is clearly frivolous. The concluding paragraph of Applicants' July 28 response to the Order of July 24th is obviously relevant to the Commission's request for information and not extraneous. Further, it presents no new information or arguments but merely references earlier pleadings. Accordingly, CAN's request to strike is patently baseless and should be denied.

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the "Applicants' Response in Opposition to Citizen Awareness Network's Request to Strike" were served upon the persons listed below by e-mail and deposit in the U.S. mail, first class, postage prepaid, this 4th day of August, 2000.

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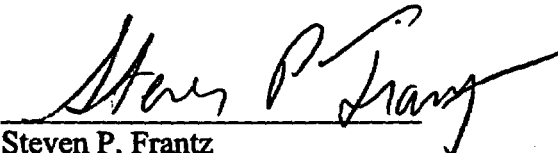
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