

RAS 11146

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED 02/07/06

ATOMIC SAFETY AND LICENSING BOARD

SERVED 02/07/06

Before Administrative Judges:

Alex S. Karlin, Chairman
Dr. Anthony J. Baratta
Lester S. Rubenstein

In the Matter of

ENTERGY NUCLEAR VERMONT YANKEE,
L.L.C.
and
ENTERGY NUCLEAR OPERATIONS, INC.

(Vermont Yankee Nuclear Power Station)

Docket No. 50-271-OLA

ASLBP No. 04-832-02-OLA

February 7, 2006

ORDER

(Granting Unopposed Motion for Enlargement of Time)

The Board grants New England Coalition's (NEC's) February 6, 2006, unopposed motion for enlargement of time to file its brief on the question of whether NEC Contention 4 covers only the cooling tower or whether it covers the alternate cooling system.¹ NEC shall submit its brief, which shall not exceed ten pages, on or before February 14, 2006. Entergy Nuclear Vermont Yankee L.L.C. and Entergy Nuclear Operations, Inc (collectively, Entergy) and the NRC Staff shall file their answers, which shall not exceed ten pages, on or before February

¹ The issues to be addressed in this brief were initially raised by the parties, Tr. at 712-713, 715-716, and specified by the Board, Tr. at 731, 739, during the January 24, 2006 prehearing conference call. NEC's motion incorrectly characterizes the issue to be briefed as "the question of which regulations underlie NEC's Contention 4." [NEC's] Unopposed Motion for Enlargement of Time to File a Brief (Feb. 6, 2006) at 1. The Board encouraged the parties to discuss and attempt to resolve this issue, Tr. at 734-735, but held it in abeyance, and it is not the subject of the ordered briefing. Tr. at 739-740.

21, 2006. NEC shall file its reply, which shall not exceed five pages, on or before February 28, 2006. No other deadline or requirement is changed by virtue of this order.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD²

/RA/

Alex S. Karlin, Chairman
Administrative Judge

Rockville, Maryland

February 7, 2006

² Copies of this order were sent this date by Internet e-mail transmission to counsel for (1) licensees Entergy Nuclear Vermont Yankee, L.L.C.; (2) intervenors Vermont Department of Public Service Department and New England Coalition of Brattleboro; and (3) the NRC Staff.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (GRANTING UNOPPOSED MOTION FOR ENLARGEMENT OF TIME) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Docket No. 50-271-OLA
LB ORDER (GRANTING UNOPPOSED MOTION
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[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 7th day of February 2006