

**OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET**

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ACTION OFFICE: OGC

LOGGING DATE: 09/11/2007

AUTHOR: Susan Shapiro
AFFILIATION: NY
ADDRESSEE: Pao-Tsin Kuo

SUBJECT: Request extension to file intervener petitions and requests of hearings, until 60 days after Energy makes the maps and leak studies due this fall, publicly available

ACTION: Appropriate
DISTRIBUTION: Chairman, Comrs, EDO

LETTER DATE: 09/04/2007

ACKNOWLEDGED No

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NOTES: OGC...Trip Rothschild

FILE LOCATION: ADAMS

DATE DUE:

DATE SIGNED:

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9/4/07

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Nuclear Regulatory Commission
Washington, DC 20555

Dr. Pao-Tsin Kuo, PE
Director, Division of License Renewal
Office of Nuclear Reactor Regulation

Cc: Senator Hillary Clinton
Senator Charles Schumer
Governor Eliot Spitzer
Attorney General Andrew Cuomo
Congressman Eliot Engel
Congresswoman Nita Lowey
Congressman John Hall
Congressman Maurice Hinchey

**REQUEST EXTENSION to file Intervener Petitions and
Requests of Hearings, until 60 days after Entergy
makes the maps and leak studies due this fall,
publicly available.**

Dear Dr. Pao-Tsin Kuo:

Individually and jointly, Friends United for Sustainable Energy, USA. Inc. ("FUSE") and the undersigned parties ("Stakeholders") hereby make the following requests and demands:

On 6/29/07 FUSE requested the maps of the ongoing underground leaks of tritium, strontium and cesium radiation, under the nuclear plants Indian Point 1, 2 and 3 that both the NRC and Entergy have displayed at various public meetings.

To date, FUSE has not received said maps, and instead has only received the NRC's maps, which are

unclear, and differ from the maps used by the NRC in meeting with Stakeholders.

Richard Barkley of the NRC has told FUSE that the maps are proprietary property of Entergy. They will not become available until after the NRC receives Entergy's leak report later this fall, which makes the October 1, 2007 deadline to file Intervener Petitions highly prejudicial in favor of the licensee at the expense of the Stakeholders and other citizens whose best interests are supposed to be served by this Federal regulatory body.

Clearly, these leak maps and the upcoming leak report contain vital information directly related to potential environmental impacts and infrastructure aging issues, and consequently Entergy's License Renewal Application ("LRA"). The maps are necessary for Stakeholders to file properly and fully documented Intervener contentions.

In fact, the NRC used these maps to discuss the leaks in public meetings with representatives of Riverkeeper, Clearwater and IPSEC. In addition these maps, minus the Cesium map, were displayed in the lobby of a public meeting, however copies were unavailable.

Therefore, the undersigned Stakeholders are requesting an extension to file Intervener Petitions and Request for Hearing until 60 days after Entergy and the NRC publish the leak Report and leak maps due this fall.

The relicensing calendar is set at the discretion of the NRC, and it would be inequitable for the NRC not to extend the Intervener filing deadline until after these vital documents, that pertain to public health and safety, are made publicly available.

NRC ISSUED EXTENSIONS FOR THE BACK-UP POWERED SIREN SYSTEM REQUIRED UNDER THE ENERGY POLICY ACT OF 2005:

Recently, the NRC has issued extensions to Entergy to install the required back-up powered siren system,

that is required under the Energy Policy Act of 2005 to protect public health and safety.

The NRC issued a Confirmatory Order in January 2006 requiring the installation of back-up power for the siren system at Indian Point by Jan. 30, 2007. In January 2007, Entergy requested and received an extension but missed that deadline of April 15, 2007. The NRC merely fined Entergy \$130,000 and extended the deadline to August 24, 2007, this new deadline has also been missed.

CONCLUSION:

THEREFORE, the undersigned Stakeholders request a reasonable filing extension, of Intervener Petitions and Requests for Hearings, until 60 days after Entergy's leak report and leak maps are made publicly available. This extension is in the best interest of the public health and safety. A denial of this extension request would result in interference with Stakeholders' rights to equal protection and would be clearly discriminatory,

Respectfully Submitted,



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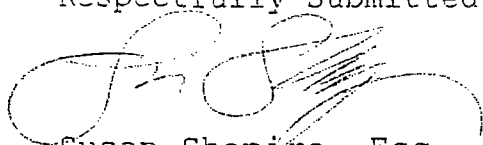
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