

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

Before Administrative Judges:

Lawrence G. McDade, Chairman  
Dr. Kaye D. Lathrop  
Dr. Richard E. Wardwell

In the Matter of

ENTERGY NUCLEAR OPERATIONS, INC.

(Indian Point Nuclear Generating Units 2 and 3)

Docket Nos. 50-247-LR and 50-286-LR

ASLBP No. 07-858-03-LR-BD01

February 1, 2012

ORDER

(Setting Dates for Responsive Pleadings to Entergy's Motions in Limine)

Before the Board are seven motions in limine filed by Entergy Nuclear Operations, Inc. (Entergy) on January 30, 2012.<sup>1</sup> In each of Entergy's 10 C.F.R. § 2.323(b) certifications attached to these motions, Entergy noted that the NRC Staff supported these motions and anticipated filing answers to them.

In order to ensure efficiency by preventing duplicative pleadings, the NRC Staff may file answers to Entergy's pending motions in limine no later than Thursday, February 9, 2012.

Intervenors may file a single responsive pleading to each of Entergy's pending motions in limine

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<sup>1</sup> Entergy's Motion in Limine to Exclude Portions of Pre-filed Testimony and Exhibits for Contention CW-EC3A (Environmental Justice) (Jan. 30, 2012); Applicant's Motion in Limine to Exclude Portions of the Prefiled Testimony, Report, and Exhibits Filed by New York State and Dr. Francois LeMay in Support of Consolidated Contention NYS-12C (Jan. 30, 2012); Applicant's Motion in Limine to Exclude Portions of the Prefiled Testimony, Report, and Exhibits Filed by New York State and Dr. Stephen Sheppard in Support of Consolidated Contention NYS-16B (Jan. 30, 2012); Entergy's Motion in Limine to Exclude Portions of Pre-filed Direct Testimony, Expert Report, Exhibits, and Statement of Position for Contention NYS-26B/RK-TC-1B (Metal Fatigue) (Jan. 30, 2012); Entergy's Motion in Limine to Exclude Portions of Pre-filed Testimony and Exhibits for Contention NYS-37 (Energy Alternatives) (Jan. 30, 2012); Entergy's Motion in Limine to Exclude Portions of Pre-filed Direct Testimony, Expert Report, Exhibits, and Statement of Position for Contention Riverkeeper TC-2 (Flow-Accelerated Corrosion) (Jan. 30, 2012); Entergy's Motion in Limine to Exclude Portions of Pre-filed Testimony and Exhibits for Contention RK-EC-3/CW-EC-1 (Spent Fuel Pool Leaks) (Jan. 30, 2012).

and the NRC Staff's answers thereto no later than Friday, February 17, 2012.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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Lawrence G. McDade, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
February 1, 2012

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	
	)	
ENTERGY NUCLEAR OPERATIONS, INC.	)	Docket Nos. 50-247-LR
	)	and 50-286-LR
(Indian Point Nuclear Generating Station,	)	
Units 2 and 3)	)	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing ORDER (Setting Dates for Responsive Pleadings to Entergy's Motions in Limine) have been served upon the following persons by Electronic Information Exchange.

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[Original signed by Christine M. Pierpoint]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 1<sup>st</sup> day of February 2012