

**UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD**

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In re:

License Renewal Application Submitted by

Entergy Nuclear Indian Point 2, LLC,  
Entergy Nuclear Indian Point 3, LLC, and  
Entergy Nuclear Operations, Inc.

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

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

DPR-26, DPR-64

June 25, 2012

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**RIVERKEEPER, INC. UNOPPOSED MOTION FOR AN EXTENSION OF TIME  
FOR FILING RESPONSES TO THE NUCLEAR REGULATORY COMMISSION  
STAFF'S ANSWER TO THE BOARD'S JUNE 7, 2012 ORDER**

Petitioner Riverkeeper, Inc. ("Riverkeeper") respectfully submits this unopposed motion for an extension of the current deadline for submission of responses to the Nuclear Regulatory Commission Staff's ("Staff") Answer to the Board's June 7, 2012 Order ("June 7 Order"). The June 7 Order sets a deadline for parties' responsive submissions of Thursday, June 28, 2012. Riverkeeper respectfully requests that the deadline be extended until July 6, 2012. This motion is the result of discussions between Riverkeeper, Entergy counsel, NRC Staff and New York State over the past few days. Entergy counsel and Staff indicated that they did not oppose the motion, in e-mail correspondence between Riverkeeper and these parties on Friday, June 22. New York State expressed support for the motion via e-mail to Riverkeeper, Staff and Entergy counsel on the same date.

**APPROPRIATE CAUSE SUPPORTS THE REQUEST FOR EXTENSION**

Movant submits that appropriate cause supports this request.


The June 28 deadline for responses falls just one day before the Board's deadline for submission of rebuttal testimony by Riverkeeper, New York State and other petitioners to multiple contentions in this proceeding. Preparing and filing rebuttal testimony is a complex and time-intensive effort that requires a significant commitment of time and use of limited Riverkeeper resources. After receiving the Staff's answer to the June 7 Order on June 18, Riverkeeper reviewed it and found that it raises potentially substantive legal issues regarding compliance with the Atomic Energy Act ("AEA") and National Environmental Policy Act ("NEPA"). Given the pending deadline for filing rebuttal testimony, Riverkeeper would find it difficult, if not impossible, to fully respond to the Staff's answer by the current deadline. As always, our interest is to submit a thorough response that assists the Board in the development of a complete record in this proceeding.

In addition, the relatively brief eight day extension being sought would not prejudice other parties, since Riverkeeper is requesting that all potentially responsive parties be granted the time extension. Riverkeeper also does not believe granting this extension would, in and of itself, result in delaying the start of the adjudicatory hearings in this proceeding.

### CONCLUSION

For the reasons stated above, Petitioner Riverkeeper respectfully requests that the Board grant a brief extension of time, until July 6, 2012, for parties to submit responses to the Staff's answers to the Board's June 7 Order.

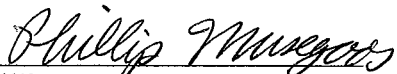
Respectfully submitted,

  
Phillip Musegaas, Esq.  
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Riverkeeper, Inc.

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**CERTIFICATION**  
**10 C.F.R. §2.323(b) Certification**

Pursuant to 10 C.F.R. § 2.323(b) and the Board's July 1, 2010 Scheduling Order, I certify that I have made a sincere effort to contact the other parties in this proceeding, to explain to them the factual and legal issues raised in this motion, and to resolve those issues, and I certify that my efforts have been successful to the extent that this motion is unopposed.

  
Phillip Musegaas, Esq.  
Hudson River Program Director  
Riverkeeper, Inc.