

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

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In the matter of

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

ENTERGY NUCLEAR OPERATIONS, INC.

(Indian Point Nuclear Generating Units 2 and 3)

August 10, 2012  
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**STATE OF CONNECTICUTS' MOTION FOR LEAVE TO FILE REPLY TO  
RESPONSES OF NRC STAFF AND ENTERGY TO CONNECTICUT'S STATEMENT  
OF POSITION**

In accordance with 10 C.F.R. § 2.323(a), the State of Connecticut hereby moves the Atomic Safety and Licensing Board ("Board") for leave to file the attached reply to the Response of NRC Staff and Applicant's Response to Connecticut's Statement of Position. This reply does not purport to change anything in Connecticut's Statement of Position filed on June 28, but is needed to clarify an evident misperception. In support of this Motion, State of Connecticut further states as follow:

1. In accordance with the Board's previous scheduling Orders in this proceeding, Connecticut filed its Statement of Position ("SOP") on June 28, 2012.
2. Both NRC Staff and Entergy have filed responses to the Statement of Position stating, among other things, that the SOP should be vacated because it does not list the specific contentions it is designed to support.
3. State of Connecticut recognizes that this proceeding began more than four years ago and respects the Board's desire to avoid unnecessary delay. However, this reply would not add any new factual material but is designed only to rectify a misperception.

4. In accordance with 10 C.F.R. § 2.323(b), counsel for Connecticut certifies that he made a sincere effort to contact Entergy and the NRC Staff on August 8, 2012, to explain to them the factual and legal issues raised in this Motion, and to resolve those issues, and he certifies that his efforts have been unsuccessful.
4. The Applicant and NRC Staff both oppose the proposed Motion and reserve the right to file a response.

WHEREFORE, State of Connecticut respectfully requests that the Board grant it leave to file the attached reply.

Respectfully submitted,

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