

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

Before Administrative Judges:

Lawrence G. McDade, Chairman
Dr. Michael F. Kennedy
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

January 14, 2014

ORDER
(Granting New York's Motion)

On December 23, 2013, the NRC Staff filed a Response to the State of New York Motion to Reopen the Record and for Reconsideration of Contention NYS-12C¹ and Entergy Nuclear Operations, Inc. (Entergy) filed an Answer Opposing State of New York Motion to Reopen the Record and for Reconsideration of Contention NYS-12C.² On January 8, 2014, the State of New York (New York) filed a Motion for Leave to File Reply on Motion to Reopen the Record and for Reconsideration of Contention NYS-12C.³ Entergy and the NRC Staff oppose New York's motion for leave to reply.⁴ Because of other pending matters, granting New York's motion will not in any way delay the progress or resolution of this proceeding and, adequate

¹ See NRC Staff Response to the State of New York Motion to Reopen the Record and for Reconsideration of Contention NYS-12C (Dec. 23, 2013).

² See Entergy Answer Opposing State of New York Motion to Reopen the Record and for Reconsideration of Contention NYS-12C (Dec. 23, 2013).

³ New York Motion for Leave to File Reply on Motion to Reopen the Record and for Reconsideration of Contention NYS-12C (Jan. 8, 2014).

⁴ See Entergy Answer Opposing Motion for Leave to File Reply (Jan. 9, 2014) and NRC Staff Answer to State of New York Motion for Leave to File Reply On Motion to Reopen the Record and for Reconsideration of Contention NYS-12C (Jan. 9, 2014).

cause being shown, we grant New York's motion to file a reply in order to address the new facts and technical information not previously available. This reply must be filed not later than close of business on January 22, 2014.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Lawrence G. McDade, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
January 14, 2014

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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| (Indian Point Nuclear Generating, |) | |
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Granting New York's Motion)** have been served upon the following persons by Electronic Information Exchange.

U.S. Nuclear Regulatory Commission
Office of Commission Appellate Adjudication
Mail Stop O-7H4M
Washington, DC 20555-0001
ocaamail@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop O-16C1
Washington, DC 20555-0001
hearingdocket@nrc.gov

U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop T-3F23
Washington, DC 20555-0001

Lawrence G. McDade, Chair
Administrative Judge
lawrence.mcdade@nrc.gov

Richard E. Wardwell
Administrative Judge
richard.wardwell@nrc.gov

Michael F. Kennedy
Administrative Judge
michael.kennedy@nrc.gov

Carter Thurman, Law Clerk
carter.thurman@nrc.gov

Kathleen E. Oprea, Law Clerk
Kathleen.Oprea@nrc.gov

Edward L. Williamson, Esq.
Beth N. Mizuno, Esq.
David E. Roth, Esq.
Sherwin E. Turk, Esq.
Brian Harris, Esq.
Mary B. Spencer, Esq.
Anita Ghosh, Esq.
John Tibbetts, Paralegal
U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop O-15D21
Washington, DC 20555-0001
sherwin.turk@nrc.gov;
edward.williamson@nrc.gov
beth.mizuno@nrc.gov; brian.harris@nrc.gov
david.roth@nrc.gov; mary.spencer@nrc.gov
anita.ghosh@nrc.gov; john.tibbetts@nrc.gov

OGC Mail Center
OGCMailCenter@nrc.gov

William C. Dennis, Esq.
Assistant General Counsel
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601
wdennis@entergy.com

William B. Glew, Jr.
Organization: Entergy
440 Hamilton Avenue, White Plains, NY 10601
wglew@entergy.com

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Elise N. Zoli, Esq.
Goodwin Procter, LLP
Exchange Place, 53 State Street
Boston, MA 02109
ezoli@goodwinprocter.com

Daniel Riesel, Esq.
Victoria Shiah Treanor, Esq.
Adam Stolorow, Esq.
Jwala Gandhi, Paralegal
Natoya Duncan, Paralegal
Counsel for Town of Cortlandt
Sive, Paget & Riesel, P.C.
460 Park Avenue
New York, NY 10022
driesel@sprlaw.com; vtreanor@sprlaw.com
astolorow@sprlaw.com; jgandhi@sprlaw.com;
nduncan@sprlaw.com

Kathryn M. Sutton, Esq.
Paul M. Bessette, Esq.
Martin J. O'Neill, Esq.
Raphael Kuyler, Esq.
Lena Michelle Long, Esq.
Laura Swett, Esq.
Lance Escher, Esq.
Brooke McGlinn, Esq.
Mary Freeze, Legal Secretary
Antoinette Walker, Legal Secretary
Doris Calhoun, Legal Secretary
Morgan, Lewis & Bockius, LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
ksutton@morganlewis.com
martin.oneill@morganlewis.com
rkuyler@morganlewis.com;
llong@morganlewis.com;
lszett@morganlewis.com
lescher@morganlewis.com
bmclinn@morganlewis.com
mfreeze@morganlewis.com
awalker@morganlewis.com
dcalhoun@morganlewis.com

Phillip Musegaas, Esq.
Deborah Brancato, Esq.
Ramona Cearley, Secretary
Riverkeeper, Inc.
20 Secor Road
Ossining, NY 10562
phillip@riverkeeper.org;
dbrancato@riverkeeper.org
rcearley@riverkeeper.org

Melissa-Jean Rotini, Esq.
Assistant County Attorney
Office of Robert F. Meehan,
Westchester County Attorney
148 Martine Avenue, 6th Floor
White Plains, NY 10601
mjr1@westchestergov.com

Clint Carpenter, Esq.
Bobby Burchfield, Esq.
Matthew Leland, Esq.
McDermott, Will and Emery LLP
600 13th Street, NW
Washington, DC 20005
ccarpenter@mwe.com; bburchfield@mwe.com
mleland@mwe.com

Matthew W. Swinehart, Esq.
Covington & Burling LLP
1201 Pennsylvania Avenue, NW
Washington, DC 20004
mwinehart@cov.com

Edward F. McTiernan, Esq.
New York State Department
of Environmental Conservation
Office of General Counsel
625 Broadway
14th Floor
Albany, NY 12233-1500
efmctier@gw.dec.state.ny.us

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Manna Jo Greene, Environmental Director
Steven C. Filler
Hudson River Sloop Clearwater, Inc.
724 Wolcott Ave.
Beacon, NY 12508
mannajo@clearwater.org;
stephenfiller@gmail.com

Richard Webster, Esq.
Public Justice, P.C.
For Hudson River Sloop Clearwater, Inc.
1825 K Street, NW, Suite 200
Washington, D.C. 20006
webster@publicjustice.net

Michael J. Delaney, Esq.
Director, Energy Regulatory Affairs
NYC Department of Environmental Protection
59-17 Junction Boulevard
Flushing, NY 11373
mdelaney@dep.nyc.gov

John J. Sipos, Esq.
Charles Donaldson, Esq.
Kathryn Deluca, Esq.
Assistant Attorneys General
Office of the Attorney General
of the State of New York
Elyse Houle, Legal Support
The Capitol, State Street
Albany, New York 12224
john.sipos@ag.ny.gov
charlie.donaldson@ag.ny.gov
kathryn.deluca@ag.ny.gov
elyse.houle@ag.ny.gov

Robert D. Snook, Esq.
Assistant Attorney General
Office of the Attorney General
State of Connecticut
55 Elm Street
P.O. Box 120
Hartford, CT 06141-0120
robert.snook@po.state.ct.us

Janice A. Dean, Esq.
Kathryn Liberatore, Esq.
Assistant Attorney General
Office of the Attorney General
of the State of New York
120 Broadway, 26th Floor
New York, New York 10271
janice.dean@ag.ny.gov
kathryn.liberatore@ag.ny.gov

Sean Murray, Mayor
Kevin Hay, Village Administrator
Village of Buchanan
Municipal Building
236 Tate Avenue
Buchanan, NY 10511-1298
smurray@villageofbuchanan.com
administrator@villageofbuchanan.com

[Original signed by Brian Newell]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 14th day of January, 2014