

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
Before the Atomic Safety and Licensing Board**

In the Matter of:)	Docket No. 50-255-LA2
Entergy Nuclear Operations, Inc.)	
(Palisades Nuclear Plant))	
)	July 8, 2015
Operating License Amendment Request)	

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***PETITIONERS' POSITION STATEMENT ON MANDATORY
DISCLOSURES AND SCHEDULE***

Now come Beyond Nuclear (“BN”), Don’t Waste Michigan (“DWM”), Michigan Safe Energy Future - Shoreline Chapter (“MSEF”), and the Nuclear Energy Information Service (“NEIS”) (hereafter collectively called “Petitioners”), by counsel, and explain their positions on two aspects of the “Joint Proposal on Mandatory Disclosures and Schedule.”

1. Commencement Date of Disclosures

Entergy has proposed that initial disclosures be deferred to 30 days after Commission action on Entergy’s planned appeal of the Board’s June 18, 2015 Memorandum and Order (Granting Petition to Intervene and Request for Hearing), LBP-15-20, or three months from the date of the Board’s ruling in LBP-15-20, whichever comes first. The NRC Staff does not object to this proposal.

The intervenors object because the reactor pressure vessel at Palisades, which is widely believed to be the most-embrittled in Western Hemisphere, cannot wait for appeals. The RPV is becoming ever more embrittled daily. Dialogue between the Staff and Entergy respecting RPV

monitoring and oversight continues apace during this extremely critical period. Petitioners represent significant numbers of the general public who are very concerned about the persistent negative direction of the RPV's condition. The appeal may take half a year for resolution. The public deserves to have RPV-related information brought to its specific attention during that period. It will also enhance efficiency of scheduling the proceedings once remand has occurred (because the likelihood of the Commission reversing the ASLB, in Petitioners' opinion, is small).

2. Deadline for Filing New or Amended Contentions

Entergy and the NRC Staff propose that the deadline for filing new or amended contentions based on the Safety Evaluation be 30 days after its availability. The Petitioners propose that the deadline for filing new or amended contentions based on the Safety Evaluation be 60 days after its availability. Sixty (60) days was the measure adopted by the ASLB in the pending Davis-Besse license renewal proceeding. Given the likely complexity of the SE on this novel issue, and the potential need for Petitioners to identify one or more appropriate experts in the narrow area of metallurgical science, 60 days is not unreasonable.

Respectfully,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing “PETITIONERS’ POSITION STATEMENT ON MANDATORY DISCLOSURES AND SCHEDULE” was served by me upon the parties to this proceeding via the NRC’s Electronic Information Exchange system this 18th day of July, 2015.

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