

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

Before Administrative Judges:

William J. Froehlich, Chair  
Dr. Michael F. Kennedy  
Dr. Richard E. Wardwell

In the Matter of

ENTERGY NUCLEAR VERMONT YANKEE,  
LLC, AND ENTERGY NUCLEAR  
OPERATIONS, INC.

(Vermont Yankee Nuclear Power Station)

Docket No. 50-271-LA-3

ASLBP No. 15-940-03-LA-BD01

July 21, 2015

ORDER

(Adopting Proposed Transcript Corrections)

Oral argument on the admissibility of the State of Vermont's proposed Contentions I, II, III, and IV<sup>1</sup> was held telephonically on Tuesday, July 7, 2015.<sup>2</sup> On July 20, 2015, the participants to this proceeding, Entergy Nuclear Vermont Yankee, LLC and Entergy Nuclear Operations, Inc., the Nuclear Regulatory Commission Staff, and the State of Vermont, jointly filed proposed corrections to the transcript of the oral argument.<sup>3</sup> The participants state that the proposed transcript corrections are necessary to either fix material errors in the transcript or to ensure

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<sup>1</sup> See State of Vermont's Petition for Leave to Intervene and Hearing Request (Apr. 20, 2015); Entergy's Answer Opposing State of Vermont's Petition for Leave to Intervene and Hearing Request (May 15, 2015); NRC Staff Answer to State of Vermont Petition for Leave to Intervene and Hearing Request (May 15, 2015); The State of Vermont's Reply to NRC Staff and Entergy Answers to Petition for Leave to Intervene and Hearing Request (May 22, 2015).

<sup>2</sup> Transcript 1-78.

<sup>3</sup> Joint Proposed Corrections to the Transcript of the Oral Argument Held on July 7, 2015 (July 20, 2015).

that the transcript accurately reflects statements made during the oral argument.<sup>4</sup>

The Board has reviewed the participants' proposed corrections and approves the corrections as set forth in Appendix A to this order. The participants' proposed transcript corrections are hereby adopted and the July 7, 2015 transcript is revised as set forth in Appendix A.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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William J. Froehlich, Chair  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
July 21, 2015

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<sup>4</sup> Id. at 1.

## APPENDIX A

### **CORRECTIONS TO THE TRANSCRIPT OF THE ORAL ARGUMENT HELD ON JULY 7, 2015 (DOCKET NO. 50-271-LA-3)**

<b>Page</b>	<b>Line(s)</b>	<b>Delete</b>	<b>Insert</b>
5	4	“the Licensee”	“the Licensing”
7	19-20	“to file to file”	“to file”
9	4	“complete of”	“completeness of”
9	20	“slot of”	“swap of”
10	2	“hasty evaluation”	“safety evaluation”
11	10	“Toe the”	“To the”
11	15	“ad the”	“and the”
12	9	“not been”	“now been”
12	21	“doe snot”	“does not”
13	19	“request or LAR.”	“request, or LAR,”
13	20	“They would”	“that would”
14	5	“contention of admissibility”	“contention admissibility”
14	8	“why four”	“why all four”
14	9	“are admissible”	“are inadmissible”
15	15	“to relive”	“to delete”
15	19	“speaks to only”	“seeks to do only”
15	21	“in these”	“and these”
15	24	“infamous full attack”	“impermissible attack”
16	6	“on the basis of”	“on the basis that”
16	22	“are not moot.”	“are now moot.”
17	2	“form the”	“from the”
17	6	“June 17 so the”	“June 17. Those”
18	1	“to talk to you and to”	“this opportunity to”
19	10	“exclusively contemplated”	“explicitly contemplated”
19	16	“inadmissibly challenges”	“impermissibly challenges”
19	17	“without taking”	“without seeking”
20	4	“on PSF”	“in PFS”
20	5	“require element”	“required element”
20	13	“form the”	“from the”
20	17	“the December”	“the decommissioning”
20	18	“December expenses are”	“decommissioning expenses after”
20	20	“Thus, is the”	“Thus, if the”
20	21	“would not longer”	“would no longer”
21	15-16	“decommission admissibility.”	“decommission the facility.”
22	5	“explain in”	“explained in”
22	18	“6 of”	“6”
24	17	“50.75(h)(i)”	“50.75(h)(1)”
25	1	“December trust”	“decommissioning trust”
25	7	“crosses a narrow line”	“is a narrow one”

Page	Line(s)	Delete	Insert
25	14	“protected of”	“protective of”
26	1	“And I”	“ADMIN. JUDGE FROEHLICH: And I”
27	19	“is at the”	“is that the”
28	6	“Please”	“ADMIN. JUDGE FROEHLICH: Please”
31	9	“50.82(a)(8)(1)”	“50.82(a)(8)(i)”
31	13	“75(h)”	“50.75(h)”
31	23	“are two”	“as two”
32	16	“if had”	“if”
33	5	“are licensing”	“our licensing”
33	11	“licensing amendment.”	“license amendment.”
34	6	“years whether”	“years on other”
35	20	“essential management”	“spent fuel management”
35	22	“they sough”	“they sought”
37	13-14	“just noticing comment”	“just notice and comment”
39	11	“license ability.”	“licensability.”
39	12	“license ability.”	“licensability.”
40	5	“to it.”	“to it. So, Your Honor.”
40	6-7	“ADMIN. JUDGE WARDWELL: So Your Honor, this is”	“ADMIN. JUDGE WARDWELL: This is”
41	5	“request it does”	“request does”
44	5	“doe snot”	“does not”
46	11	“Comanche Peake”	“Comanche Peak”
46	13	“conditions to”	“condition to”
46	14	“Out exemption”	“Our exemption”
46	24	“Comanche Peake”	“Comanche Peak”
47	15	“than regulation”	“that regulation”
47	25	“Comanche Peake”	“Comanche Peak”
48	8	“Comanche Peake”	“Comanche Peak”
48	10	“And do the”	“And did the”
48	11	“state complication”	“state consultation”
48	12	“or a state that”	“or state that it”
48	18	“Comanche Peake”	“Comanche Peak”
48	22	“Comanche Peake”	“Comanche Peak”
48	25	“my request”	“my”
49	12	“generating tube”	“generator tube”
49	24	“were discussed”	“here discussed”
49	25	“Comanche Peake”	“Comanche Peak”
50	2	“Comanche Peake”	“Comanche Peak”
50	12-13	“Comanche Peake”	“Comanche Peak”
53	14	“is at”	“is that”
53	20	“which is exemption”	“with an exemption”
54	2	“prude investment”	“prudent investor”

Page	Line(s)	Delete	Insert
55	4	“(8) apply”	“(8) and would apply”
56	7	“doe snot”	“does not”
56	10	“FPS”	“PFS”
56	22	“thee matters”	“these matters”
59	14	“a redemption process”	“an exemption process”
60	1	“your compliance with the regulation.”	“you’re complying with the regulations.”
61	13	“just be”	“just to be”
61	14	“completed unrelated”	“completely unrelated”
61	17	“forms as”	“forums as”
67	25	“this annual”	“an annual”
68	25	“Is there”	“Is this”
69	6	“find if”	“fine if”
70	5	“deficiency of”	“sufficiency of”
70	22-23	“theses issues”	“these issues”
71	6	“Section 75(h)”	“Section 50.75(h)”
71	8	“challenge to”	“challenges to”
71	10	“think is”	“think that is”
71	14	“inadmissible contentions”	“admissible contentions”
71	22	“infamously”	“impermissible”
72	1	“found to e”	“found to be”
73	9	“amendment summary request”	“amendment request”
73	12-13	“are an infamous challenge to”	“are impermissible challenges to”
73	22-23	“decommissioned disbursements”	“decommissioning disbursements”
74	6	“hearing process”	“decommissioning process”
74	10	“option for a hearing”	“opportunity for a hearing”
75	12	“argument in the”	“argument and the”
76	13	“PSF”	“PFS”
76	18	“environmental is”	“environment is”
76	19	“approve this”	“approves this”
77	15	“fro Vermont o August”	“from Vermont on August”

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
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ENTERGY NUCLEAR VERMONT YANKEE, LLC ) Docket No. 50-271-LA-3  
AND ENTERGY NUCLEAR OPERATIONS, INC. )  
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(Vermont Yankee Nuclear Power Station) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Adopting Proposed Transcript Corrections)** have been served upon the following persons by the Electronic Information Exchange.

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DOCKET NO. 50-271-LA-3

**ORDER (Adopting Proposed Transcript Corrections)**

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[Original signed by Herald M. Speiser \_\_\_\_]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 21<sup>st</sup> day of July, 2015