

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

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)	)	
	)	June 23, 2015

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**STATE OF NEW YORK, RIVERKEEPER, INC., NUCLEAR REGULATORY  
COMMISSION STAFF, AND ENTERGY NUCLEAR OPERATIONS, INC., JOINT  
STIPULATION REGARDING STATE OF NEW YORK PRE-FILED TESTIMONY FOR  
CONTENTION NYS-38/RK-TC-5 (SAFETY COMMITMENTS)**

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As authorized by the Board's July 1, 2010 scheduling order,<sup>1</sup> Intervenor State of New York ("the State") and Riverkeeper, Inc., Applicant Entergy Nuclear Operations, Inc. ("Entergy"), and the Nuclear Regulatory Commission Staff submit the following joint stipulation of issues not in dispute with respect to the below-designated admitted contention and the parties agree there is no issue that needs to be heard:

In the State's Pre-filed Written Supplemental Testimony Regarding Contention NYS-38/RK-TC-5 (NYS000532), the State's expert, Dr. Duquette, raises certain issues related to vibration-induced wear of steam generator tubes, steam generator tube plugging, and steam generator foreign objects (p. 21:9 -- 23:5). The Intervenor aver that that testimony is offered solely for the purpose of presenting Dr. Duquette's opinions on the adequacy of Entergy Commitments 41 and 42 and is not offered as a general challenge to Entergy's Steam Generator Integrity Aging Management Program.

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<sup>1</sup> Licensing Board Scheduling Order at 12 ¶ I (July 1, 2010) (unpublished).

Respectfully submitted,

Executed in accord with 10 C.F.R. § 2.340(d)

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Executed in accord with 10 C.F.R. § 2.340(d)

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Executed in accord with 10 C.F.R. § 2.340(d)

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**CERTIFICATE OF SERVICE**

Pursuant to 10 C.F.R. § 2.305, I certify that, on this date, copies of the foregoing “State of New York, Riverkeeper, Inc., Nuclear Regulatory Commission Staff, and Entergy Nuclear Operations, Inc., Joint Stipulation Regarding State of New York Pre-Filed Testimony for Contention NYS-38/RK-TC-5” were served upon the Electronic Information Exchange (the NRC’s E-Filing System), in the above-captioned proceeding.

*Signed (electronically) by Raphael P. Kuyler*

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