

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

E. Roy Hawkens, Chair  
Dr. Michael F. Kennedy  
Dr. William C. Burnett

In the Matter of	)	
	)	
Florida Power & Light Company	)	Docket Nos. 52-040 and 52-041
	)	
Turkey Point,	)	ASLBP No. 10-903-02-COL-BD01
Units 6 and 7	)	
_____	)	

**JOINT INTERVENORS' UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO SUBMIT PREFILED TESTIMONY AND STATEMENT OF POSITION**

Pursuant to 10 C.F.R. §§ 2.307(a) and 2.323(b), Joint Intervenors request a two-day extension of the February 27, 2017 deadline for submission of their prefiled testimony and statement of position with respect to Contention 2.1. The deadline was established in the Atomic Safety and Licensing Board's ("Board's") November 22, 2016 Order (Amending Final Scheduling Order).

Joint Intervenors respectfully submit that they have good cause for their request, because their lead counsel, undersigned attorney Jason Totoui, was injured in an automobile accident on Wednesday. While Mr. Totoui was not hospitalized, he has been advised to rest and also to take pain medication that makes it extremely difficult to perform his responsibilities for preparation of the legal documents to be submitted next

week. An extension of two days would give him sufficient time to recover and complete his tasks.

Counsel for Joint Intervenors has consulted with counsel for Florida Power & Light (“FPL”) and the U.S. Nuclear Regulatory Commission Staff, who do not object to this motion if the Board will grant them a corresponding extension of two days to file their testimony and position statements, as well as a two-day extension of the deadlines for responses and rebuttal testimony for all parties.<sup>1</sup> Joint Intervenors support both of these requests.

Accordingly, Joint Intervenors request the Board to extend the deadline for all parties to file testimony and statements of position from February 27 to February 29. Joint Intervenors also request the Board to extend the deadline for all responses and rebuttal testimony from March 21 to March 23.

Joint Intervenors further request the Board to rule on this motion by close of business today, Friday February 24, 2017, in order to allow Mr. Totoui to use the weekend for his recovery rather than preparing the testimony and position statement.

Respectfully submitted this 24th day of February, 2017.

\_\_\_\_\_/signed electronically by/\_\_\_\_

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*Counsel for Joint Intervenors*

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<sup>1</sup> FPL does, however, object to any change that would result in a delay of the evidentiary hearing.

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**CERTIFICATE OF SERVICE**

I hereby certify that JOINT INTERVENORS' UNOPPOSED MOTION FOR EXTENSION OF TIME TO SUBMIT PREFILED TESTIMONY AND STATEMENT OF POSITION has been filed on the NRC's Electronic Information Exchange System this 24<sup>th</sup> day of February, 2017.

\_\_\_\_\_/signed electronically by/\_\_\_\_

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