

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Ronald M. Spritzer, Chairman
Nicholas G. Trikouros
Dr. Sekazi K. Mtingwa

In the Matter of

NEXTERA ENERGY SEABROOK, LLC

(Seabrook Station, Unit 1)

Docket No. 50-443-LA-2

ASLBP No. 17-953-02-LA-BD01

January 17, 2020

ORDER

(Admitting Exhibits, Closing the Record of the September 2019 Evidentiary Hearing, and
Providing Additional Instruction for Supplemental Proposed Findings)

On January 3, 2020, and per this Board's November 25, 2019 Order¹, C-10 submitted Exhibit INT051². The Board hereby admits INT051 into the evidentiary record for the Seabrook proceeding. In response to INT051, NextEra and the NRC Staff submitted NER077 and NRC091, respectively. The Board hereby admits both NER077 and NRC091 into the record for this proceeding. In a subsequent filing, NextEra filed NER005-R4, its revised exhibit list. The Board hereby strikes the previous revised exhibit list, NER005-R3, and in its place, admits NER005-R4.

In its December 18, 2019, Revised Post-Evidentiary Hearing Schedule Memorandum, and contingent upon any questions regarding the parties' additional testimony, this Board

¹ Licensing Board Order (Granting C-10's Motion to Compel Mineralogical Data and Request to Submit Supplemental Written Testimony Concerning the Data; Denying C-10's Motion to Submit Additional Exhibits) (Nov. 25, 2019) (unpublished) [hereinafter Granting C-10's Motion to Compel].

² C-10 first submitted exhibit INT051 in December 2019. The exhibit was subsequently refiled to correct the filing date and include the appropriate cover sheet. The exhibit now reads INT051-R to indicate its refiled status.

conveyed its intent to close the record for the evidentiary hearing on January 10, 2020.³ Based on the testimony received, we find that further testimony on the issue of chemical composition is not necessary. As such, the record for the September 2019 evidentiary hearing is hereby closed.

We reiterate that the parties may file supplemental proposed findings of fact and conclusions of law on or before January 31, 2020.⁴ Filings should be limited to the specific issues raised in Dr. Saouma's new written testimony and any rebuttal testimony filed by NextEra and the NRC Staff.

The parties should identify in their supplemental proposed findings of fact any study or other documentation in the record of this proceeding that addresses the question whether differences in the chemical composition of ASR gel may (or may not) affect either (1) the structural impacts of ASR, or (2) the adequacy of the CCI methodology for ASR expansion monitoring.

IT IS SO ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Ronald M. Spritzer, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
January 17, 2020

³ Licensing Board Memorandum (Revised Post-Evidentiary Hearing Schedule) (Dec. 18, 2019) (unpublished) [hereinafter Revised Post-Evidentiary Hearing Schedule]; Granting C-10's Motion to Compel at 17.

⁴ Granting C-10's Motion to Compel at 17.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)	
)	
NEXTERA ENERGY SEABROOK, LLC)	Docket No. 50-443-LA-2
(Seabrook Station, Unit 1))	
)	
(License Amendment))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Admitting Exhibits, Closing the Record of the September 2019 Evidentiary Hearing, and Providing Additional Instruction for Supplemental Proposed Findings)** have been served upon the following persons by Electronic Information Exchange.

U.S. Nuclear Regulatory Commission
Office of Commission Appellate Adjudication
Mail Stop: O-16B33
Washington, DC 20555-0001
ocaamail@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop: O-16B33
Washington, DC 20555-0001
Hearing Docket
hearingdocket@nrc.gov

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

U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop: O-14A44
Washington, DC 20555-0001

Ronald M. Spritzer, Chair
Administrative Judge
ronald.spritzer@nrc.gov

Anita Ghosh, Esq.
anita.ghosh@nrc.gov
Jeremy Wachutka, Esq.
jeremy.wachutka@nrc.gov
David E. Roth, Esq.
david.roth@nrc.gov

Nicholas G. Trikouros
Administrative Judge
nicholas.trikouros@nrc.gov

Dr. Sekazi K. Mtingwa
Administrative Judge
sekazi.mtingwa@nrc.gov

OGC Mail Center: Members of this office have received a copy of this filing by EIE service.

Taylor Mayhall, Law Clerk
Taylor.Mayhall@nrc.gov

Molly Mattison, Law Clerk
Molly.Mattison@nrc.gov

Ian R. Curry, Law Clerk
ian.curry@nrc.gov

Stephanie Fishman, Law Clerk
stephanie.fishman@nrc.gov

**NEXTERA ENERGY SEABROOK, LLC (Seabrook Station Unit 1) – Docket No. 50-443-LA-2
ORDER (Admitting Exhibits, Closing the Record of the September 2019 Evidentiary Hearing,
and Providing Additional Instruction for Supplemental Proposed Findings)**

NextEra Energy Seabrook, LLC
801 Pennsylvania Avenue, N.W., #220
Washington, DC 20004

Steven C. Hamrick, Esq.
steven.hamrick@fpl.com

NextEra Energy Seabrook, LLC
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue NW
Washington, DC 20004

Paul M. Bessette, Esq.
paul.bessette@morganlewis.com

Ryan K. Lighty, Esq.
ryan.lighty@morganlewis.com

Grant Eskelsen, Esq.
grant.eskelsen@morganlewis.com

C-10 Research & Education Foundation
44 Merrimac Street
Newburyport, Mass. 01950

Natalie Hildt Treat
natalie@c-10.org

Harmon, Curran, Spielberg, & Eisenberg, LLP
1725 DeSales Street, NW, Suite 500
Washington, DC 20036

Diane Curran, Esq.
dcurran@harmoncurran.com

[Original signed by Clara Sola]
Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 17th day of January 2020.