

DOCKETED
USNRC

01 JAN 29 P3:45

January 23, 2001

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Administrative Judge Charles Bechhoefer
Presiding Officer
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Docket Nos. 50-333-LT and 50-286-LT (consolidated) -- In the Matter of POWER
AUTHORITY OF THE STATE OF NEW YORK and ENTERGY
NUCLEAR FITZPATRICK LLC, ENTERGY NUCLEAR INDIAN
POINT 3 LLC, and ENTERGY NUCLEAR OPERATIONS, INC.
(James A. FitzPatrick Nuclear Power Plant and Indian Point
Nuclear Generating Unit No. 3)

Dear Judge Bechhoefer,

By phone call today, you alerted CAN to an error in the title of the ERRATA
NOTICE FOR CAN's REVISED CONTENTION, submitted January 16, 2001.
Although the electronic file submitted and the content of the Errata Notice were
correct, the title on the document as submitted was in error. Enclosed is the
corrected version of the ERRATA NOTICE with the appropriate title.

Sincerely,



Timothy L. Judson
Citizens Awareness Network, Inc.

Cc: Office of the Secretary;
attached service list

THE CITIZENS AWARENESS NETWORK, INC.

01 JAN 29 P3:45

In the Matter of)
)
 POWER AUTHORITY OF THE)
 STATE OF NEW YORK and)
 ENTERGY NUCLEAR FITZPATRICK LLC,)
 ENTERGY NUCLEAR INDIAN POINT 3 LLC,)
 and ENTERGY NUCLEAR)
 OPERATIONS, INC.)
)
 (James A. FitzPatrick Nuclear Power Plant)
 and Indian Point Nuclear Generating)
 Unit No. 3))

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Docket Nos. 50-333-LT
and 50-286-LT
(consolidated)

**CITIZENS AWARENESS NETWORK, INC.'S REVISED CONTENTION ON
FINANCIAL QUALIFICATIONS ISSUE IN THE LICENSE TRANSFERS FOR JAMES
A. FITZPATRICK AND INDIAN POINT UNIT 3 NUCLEAR POWER STATIONS PER
COMMISSION MEMORANDUM & ORDER, NOVEMBER 27, 2000**

ERRATA NOTICE

Noted below are ERRATA for the Citizens Awareness Network, Inc.'s REVISED CONTENTION. Some typographical errors are included. However, due to an error by Mr. Smeloff's computer, certain revisions to his Declaration were not recorded in the final document submitted to CAN, and certain references to the Declaration in CAN's REVISED CONTENTION were incorrect in the document as submitted on January 10, 2001. The errata items due to this computer error are noted in bold-face type.

On page 2, line 24 of CAN's Revised Contention (submitted January 10, 2001), the phrase "CAN dispute is that" should read "CAN's dispute is that."

On page 3, lines 2-3, the phrase "unreviewed and potentially outdated and make the Entergy companies' financial outlooks even more pessimistic" should read "unreviewed and potentially make the Entergy companies' financial statements outdated and even more pessimistic."

On page 8, line 4, the citation "*See Declaration of Mr. Smeloff at paragraph 10*" should read, "*See Declaration of Mr. Smeloff at paragraph 16.*"

On page 8, footnote 9, the citation should read "*See Smeloff Declaration at paragraph 14.*"

On page 9, line 3, the phrase "although in itself it might not be a fatal flaw in the applications" should be omitted.

On page 9, footnote 10, the phrase "As noted by Mr. Smeloff, ..." should read "As noted by Mr. Smeloff in paragraphs 13-14 of his Declaration,"

On page 11, line 6, the end of the paragraph quoted should be followed by the citation "*See Declaration of Mr. Smeloff at paragraph 19.*"

On page 12, line 15, the sentence beginning “However, ..” should read “However, as supported by Mr. Smeloff’s Declaration at paragraph 20,”

On page 14, line 9, the phrase “consist entirely wholesale market sales” should read “consist entirely of wholesale market sales.”

On page 17, line 2, the phrase “The NRC has to” should be preceded by a citation and should read, “As supported by the Smeloff Declaration at paragraph 20, the NRC has to.”

On page 17, line 20, the referenced exhibit is specifically Exhibit 5A.

On page 20, line 5, the phrase “these expenses estimated” should read “these expenses were estimated.”

On page 20, line 14, the parenthetical note “[Verify this with Ed.]” should be omitted.

For the Citizens Awareness Network, Inc.



Timothy L. Judson
Citizens Awareness Network

Dated at Syracuse, New York,
this 23rd day of January, 2001.

THE CITIZENS AWARENESS NETWORK

In the Matter of)
)
POWER AUTHORITY OF THE STATE OF)
NEW YORK, ET AL.)
)
(James A. FitzPatrick Nuclear Power Plant)
and Indian Point Nuclear Generating)
Unit No. 3))

Docket Nos. 50-333-LT and
50-286-LT

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing ERRATA NOTICE for CAN'S REVISED CONTENTION have been served upon the persons listed below by electronic mail or US Postal Mail.

Office of Commission Appellate Adjudication U.S. Nuclear Regulatory Commission Washington, DC 20555-0001	Lawrence J. Chandler, Esquire Office of the General Counsel U.S. Nuclear Regulatory Commission Washington, DC 20555-0001 (E-mail: ljc@nrc.gov ; ogclt@nrc.gov)
Chief Administrative Judge G. Paul Bollwerk, III Atomic Safety and Licensing Board Panel Mail Stop - T-3 F23 U.S. Nuclear Regulatory Commission Washington, DC 20555-0001 (E-mail: gpb@nrc.gov)	Gerald C. Goldstein, Esquire Arthur T. Cambouris, Esquire David E. Blabey, Esquire The Power Authority of the State of New York 1633 Broadway New York, NY 10019 (E-mail: goldstein.g@nypa.gov)
Timothy L. Judson Citizens Awareness Network, Inc. 140 Bassett Street Syracuse, NY 13210 Phone/fax: (315) 425-0430 (E-mail: cnycan@rootmedia.org)	Deborah Katz, Executive Director Citizens Awareness Network, Inc. PO Box 83 Shelburne Falls, MA 01370 P/f: (413) 339-5781/-8768 (Email: can@shaysnet.com)

<p>Alan D. Scheinkman, Esquire Westchester County Attorney Stewart M. Glass, Esquire Senior Assistant County Attorney Dept. of Law, Room 600 148 Martine Avenue White Plains, NY 10601</p>	<p>John Valentino, Esquire Green & Seifter One Lincoln Center, 9th Floor Syracuse, NY 13202 (E-mail: jvalentino@greenseifter.com)</p>
<p>Joseph R. Egan, Esquire Egan & Associates, P.C. 1500 K Street, NW Suite 200 Washington, DC 20005 (E-mail: eganpc@aol.com)</p>	<p>Paul V. Nolan, Esquire 5515 North 17th Street Arlington, VA 22205-2207 (E-mail: pvnvvn@aol.com)</p>
<p>Nancy T. Bocassi Hendrick Hudson School District 61 Trolley Road Montrose, NY 10548 (E-mail: nbocassi@henhud.lhric.org)</p>	<p>Thomas F. Wood, Esquire Town of Cortlandt 153 Albany Post Road Buchanan, NY 10511 (E-mail: townhall@peekskilCortlandt.com)</p>
<p>Jay E. Silberg, Esquire William R. Hollaway, Esquire Shaw, Pittman, Potts & Trowbridge 2300 N Street, NW Washington, DC 20037-1128 (E-mail: jay.silberg@shawpittman.com)</p>	<p>Douglas E. Levanway, Esquire Wise, Carter, Child and Caraway P.O. Box 651 Jackson, MS 39205-0651 (E-mail: del@wisecarter.com)</p>
<p>John M. Fulton Entergy 600 Rocky Hill Road Plymouth MA 02360 phone: (508) 830-8898 fax: (508) 830-8767 e-mail jfulto1@entergy.com</p>	<p>David E. Blabey Executive Vice President, Secretary and General Counsel New York Power Authority 123 Main Street White Plains, New York 10601 Phone: (914) 390-8090 Fax: (914) 390-8038</p>



Timothy L. Judson
Citizens Awareness Network

Dated at Syracuse, New York,
this 23rd day of January, 2001