

RAS 4670

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

DOCKETED 07/23/02

SERVED 07/23/02

Before Administrative Judges:

Michael C. Farrar, Chairman
Dr. Richard F. Cole
Dr. Charles N. Kelber

In the Matter of

ENTERGY NUCLEAR INDIAN POINT 2, LLC,
and
ENTERGY NUCLEAR OPERATIONS, INC.

(Indian Point Nuclear Generating Unit No. 2)

Docket No. 50-247-OLA

ASLBP No. 02-798-01-OLA

July 23, 2002

ORDER

(Setting Location and Time for Prehearing Conference)

In a Memorandum and Order issued last week in this license amendment proceeding, we (1) set all matters related to Riverkeeper's petition to intervene for a prehearing conference in the White Plains area on Tuesday, August 27, 2002, and (2) indicated we would soon make available "information as to precise location, time of day and agenda." To that latter end, this will advise that the prehearing conference will be held at the Hilton Rye Town in Rye Brook, New York (699 Westchester Avenue, phone 914-939-6300). The conference will convene at 9:00 AM and conclude by 1:00 PM (no lunch break will be taken).

Last week's order set a time frame for filing of pre-conference pleadings such that any extensions of time would likely result in the conference being delayed. Accordingly, if a party anticipates it might be unable to meet the established time frame, any request for a change in schedule should be filed by this Friday, July 26. Any request for an extension filed after that time will be viewed with disfavor.

In terms of agenda, the parties may wish to discuss briefly the issue of Riverkeeper's standing. The bulk of the time allotted for the parties' arguments should be split more or less equally -- depending on the number of contentions filed -- between the "late-filed" factors and the admissibility of any proposed contention(s).

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Michael C. Farrar, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
July 23, 2002

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
ENTERGY NUCLEAR INDIAN POINT 2, LLC) Docket No. 50-247-OLA
AND ENTERGY NUCLEAR OPERATIONS, INC.)
)
(Indian Point Nuclear Generating Station,)
Unit No. 2)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (SETTING LOCATION AND TIME FOR PREHEARING CONFERENCE) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Michael C. Farrar, Chair
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Richard F. Cole
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Charles N. Kelber
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Sara E. Brock, Esq.
Catherine L. Marco, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Karl Coplan, Esq.
Pace Environmental Litigation Clinic, Inc.
Counsel for Riverkeeper, Inc.
78 North Broadway
White Plains, NY 10603

J. Michael McGarry, III, Esq.
Kathryn M. Sutton, Esq.
Brooke D. Poole, Esq.
Winston & Strawn
1400 L Street, NW
Washington, DC 20005-3502

John Fulton, Esq.
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

Docket No. 50-247-OLA
LB ORDER (SETTING LOCATION AND TIME
FOR PREHEARING CONFERENCE)

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 23rd day of July 2002