

# ShawPittman LLP

June 28, 2004 (9:18AM)

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OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

June 18, 2004

By Electronic Mail and U.S. Mail

Administrative Judge  
Dr. Paul B. Abramson, Chair  
Atomic Safety and Licensing Board  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Administrative Judge  
Ann Marshall Young  
Atomic Safety and Licensing Board  
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U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Administrative Judge  
Dr. Richard P. Cole  
Atomic Safety and Licensing Board  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

In the Matter of  
Dominion Nuclear Connecticut, Inc.  
(Millstone Power Station, Units 2 and 3)  
Docket Nos. 50-336-LR and 50-423-LR

Dear Judges Abramson, Young and Cole:

On June 14, the Connecticut Coalition Against Millstone (CCAM) submitted an Amended Petition to Intervene and Request for Hearing, along with declarations from three members and a motion for leave to file the amended petition. On June 16, CCAM submitted its Reply to Licensee and NRC Staff Answers to Petition, along with an additional declaration from a member, and later that day submitted a motion for leave to file this reply. In a remarkable feat of disregard for NRC's deadlines and procedures, every one of these submissions was untimely, including the motions, which ignored the instructions in Licensing Board's Prehearing Conference Order (June 8, 2004).

While CCAM's motions do not provide good cause for any of these late filings, Dominion does not object to the Board's consideration of these filings in ruling on CCAM's hearing request. The amended petition does not affect any of the arguments on the admissibility of contentions in Dominion's previously submitted Answer. Accordingly, Dominion does not intend to make any further response.

Judges Abramson, Young and Cole  
June 18, 2004  
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Further, Dominion submits that there is no need for a prehearing conference, which would only invite further delays by CCAM. The Licensing Board has CCAM's Reply and should now bring this proceeding to the prompt closure that it deserves.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Lewis", with a stylized flourish at the end.

David R. Lewis  
Counsel for Dominion Nuclear Connecticut, Inc.

cc: Service List

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

Before the Atomic Safety and Licensing Board

In the Matter of	)	
	)	Docket Nos. 50-336-LR
Dominion Nuclear Connecticut, Inc	)	50-423-LR
	)	
(Millstone Nuclear Power Station,	)	ASLBP No. 04-824-01-LR
Units 2 and 3)	)	

**SERVICE LIST**

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