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Mr. Alex Matthiessen
Executive Director
Riverkeeper, Inc.
25 Wing & Wing
Garrison, NY 10524

Mr. David Lochbaum
Nuclear Safety Engineer
Union of Concerned Scientists
1707 H Street NW, Suite 600
Washington, DC 20006

Re: Director's Decision (DD-04-02)
Entergy Nuclear Operations, Inc.
Indian Point Nuclear Generating
Unit Nos. 2 and 3
Docket Nos. 50-247 and 50-286 (2.206)

Dear Messrs. Matthiessen and Lochbaum:

This is to inform you that the time provided by NRC regulation within which the Commission may act to review the Director's Decision (DD-04-02) has expired. The Commission has declined to review the decision. Accordingly, the decision became final agency action on July 13, 2004.

Sincerely,

/RA/

Annette L. Vietti-Cook

cc: Service List

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
ENTERGY NUCLEAR OPERATIONS, INC.) Docket Nos. 50-247 (2.206) and
) 50-286 (2.206)
)
(Indian Point Nuclear Generating))
Unit Nos. 2 and 3))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LETTER FROM ANNETTE L. VIETTI-COOK TO ALEX MATTHIESSEN AND DAVID LOCHBAUM RE DD-04-02 have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Docket Nos. 50-247 (2.206) and
50-286 (2.206)
LETTER FROM ANNETTE L. VIETTI-COOK TO
ALEX MATTHIESSEN AND DAVID LOCHBAUM
RE DD-04-02

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

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 12th day of August 2004