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To: Dyer, NRR  
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AUTHOR: Scott Strauss

AFFILIATION: SPE/MCD

ADDRESSEE: Annette Vietti-Cook

SUBJECT: Withdrawal of petition of The Utility Workers Union of America, Local 369 pursuant to 2.206 petition (Pilgrim Nuclear Power Station)

EDO  
DEDMRS  
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AO

ACTION: Appropriate

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KENNETH A. BROWN  
(NOT A MEMBER OF THE BAR)

July 16, 2004

### Via hand delivery

Hon. Annette L. Vietti-Cook  
Secretary  
U.S. Nuclear Regulatory Commission  
11555 Rockville Pike  
Rockville, MD 20555-0001

Re: Withdrawal of Petition of Utility Workers Union of America, Local 369  
Pursuant to 10 C.F.R. § 2.206 (Pilgrim Nuclear Power Station)

Dear Secretary Vietti-Cook:

The Utility Workers Union of America, Local 369 ("Local 369") hereby withdraws its petition filed with the Nuclear Regulatory Commission on July 9, 2004 ("July 9 Petition"). The July 9 Petition, which was filed pursuant to 10 C.F.R. § 2.206 (2004), sought relief with respect to Entergy Nuclear Generation Company's ("Entergy") proposed contingency plans for continuing to operate the Pilgrim Nuclear Power Station ("Pilgrim") for the duration of a work stoppage.

Local 369 members voted in June to authorize a strike if a new collective bargaining agreement applicable to 300 Pilgrim workers was not reached prior to the expiration of the existing agreement on July 13. Yesterday, Local 369 members ratified a new collective bargaining agreement with Entergy, to which Local 369 had tentatively agreed on July 13. The ratified new collective bargaining agreement does not apply to approximately 100 Entergy employees who are represented by Local 369 in a separate bargaining unit, and for whom negotiations of a new collective bargaining agreement are on-going. However, in light of the ratification vote held yesterday, the immediate possibility of a strike at Pilgrim, which prompted Local 369's July 9 Petition, has been averted.

Secretary Vietti-Cook  
July 16, 2004  
Page 2

Thank you for your attention to this matter. Please do not hesitate to contact the undersigned if we can provide any additional information.

Yours truly,

A handwritten signature in black ink, appearing to read "Scott H. Strauss", with a long horizontal flourish extending to the right.

Scott H. Strauss  
David B. Lieb  
Attorneys for Utility Workers Union of  
America, Local 369