

**From:** <NancyBurtonEsq@aol.com>  
**To:** <rle@nrc.gov>  
**Date:** Mon, Mar 28, 2005 8:26 AM  
**Subject:** Millstone - Jordan Cove Study

CONNECTICUT COALITION AGAINST MILLSTONE  
[\\_www.mothballmillstone.org\\_](http://www.mothballmillstone.org) (<http://www.mothballmillstone.org>)

March 28, 2005

Dear Mr. Emch:

Today we are sending you a hard-copy of "Trace Metals and Radionuclides Reveal Sediment Sources and Accumulation Rates in Jordan Cove, Connecticut," which appeared in "Estuaries" in 1999.

We referenced this report in our March 16, 2005 supplemental comments concerning the draft EIS.

We have noticed that this document is not among those listed in the draft EIS as having been reviewed by yourself or the EIS review team. Similarly, this report is not listed as among the "References Collected at the DNC Site Audit May 19-20, 2004" as referenced in your July 27, 2004 memorandum entitled "Summary of Site Audit to Support Review of License Renewal Application for Millstone Power Station, Units 2 and 3."

We are quite certain that Dominion's predecessor, Northeast Nuclear Energy Company, had a copy of this report because it was presented in litigation involving both NNECO and Dominion in 2001.

We would appreciate your asking Dominion to explain why it did not make this important report available to you and your environmental review team and sharing your correspondence with us.

With further regard to your July 27, 2004 memorandum, please be advised that your Reference #21 ("Millstone Station NPDES Permit Renewal Application" is not accessible as "ML041910266" as indicated. Please clarify.

With further regard to your July 27, 2004 memorandum, the "Binding Plea Agreement" referenced as #5 was superseded by orders entered by Hon. U.S. District Court Judge Robert C. Chatigny in September 1999. We recommend that you request a copy of Judge Chatigny's orders and the official transcript of proceedings conducted during which Judge Chatigny entered such orders.

Finally, although your July 27, 2004 memorandum references the lawsuit brought by the Connecticut Department of Environmental Protection against NNECO in 1997 (References #1 and #3), entirely omitted are successful lawsuits brought against NNECO by Millstone whistleblowers Jim Plumb (alleging retaliation for his environmental whistleblowing); Clarence O. Reynolds (alleging retaliation for his environmental inter alia whistleblowing); John DelCore, Don DelCore, Tim O'Sullivan and Paul Blanch and others. We recommend that you obtain copies of pertinent records of these cases - including their respective resolutions - from Dominion and we request that you "cc" us in your correspondence.

Sincerely,  
Nancy Burton  
Tel. 203-938-3952

**CC:** <ajk1@nrc.gov>

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**Subject:** Millstone - Jordan Cove Study  
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