

July 12, 2005

Ms. Mary Elizabeth Lampert  
148 Washington Street  
Duxbury, Massachusetts 02332

Dear Ms. Lampert:

I am responding to your April 25, 2005 appeal to the Commissioners to “overturn” the April 1, 2005 decision by the Petition Review Board (PRB) concluding that the issues raised in your January 18, 2005, petition concerning the Pilgrim Nuclear Power Station (PNPS) are not appropriately addressed under 10 CFR § 2.206. Although there is no established “appeal” from the staff’s decision on the preferred process to address your issues, the Commission wishes to explain why the staff’s response to your petition was appropriate.

By letter dated April 1, 2005, the U.S. Nuclear Regulatory Commission’s (NRC’s) Director of the Office of Nuclear Reactor Regulation, Mr. J. E. Dyer, informed you of the decision that the issues you raised were not appropriate to be addressed in the 2.206 process because your petition did not identify any violations of NRC requirements and did not provide information warranting further staff inquiry. Mr. Dyer explained that based on the Federal Emergency Management Agency’s (FEMA’s) evaluations and the NRC’s quarterly evaluation of siren reliability, there is reasonable assurance that the PNPS public notification system has the capability to essentially complete the notification of the public within the plume exposure planning zone within about 15 minutes. The ongoing evaluation of the issues by FEMA, as directed by Congress, may result in longer term improvements, but there is not sufficient reason to impose new requirements at this time. Should FEMA decline to take action following the completion of its evaluation, the NRC will reconsider this issue.

Although the staff concluded that the issues you raised were not appropriate for the 2.206 process, the staff’s April 1<sup>st</sup> letter addressed the specific concerns of your petition after full consideration of the petition and the transcribed presentation you made to the PRB on February 9, 2005.

The Commission appreciates your continued interest in this matter.

Sincerely,

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Annette Vietti-Cook  
Secretary of the Commission