

RAS 12411

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED 10/24/06

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before Administrative Judges:

SERVED 10/24/06

Ann Marshall Young, Chair
Dr. Paul B. Abramson
Dr. Richard F. Cole

In the Matter of:

ENTERGY NUCLEAR GENERATION
COMPANY AND ENTERGY NUCLEAR
OPERATIONS, INC.
(Pilgrim Nuclear Power Station)

Docket No. 50-293-LR

ASLBP No. 06-848-02-LR

October 24, 2006

ORDER

(Regarding Prehearing Telephone Conference and Schedule for Proceeding)

The Licensing Board will hold a prehearing telephone conference to address the schedule for this proceeding and any other appropriate matters, on November 15, 2006, at 10:30 a.m. See 10 C.F.R. §§ 2.329 and 2.332. If any party finds it impossible to be available for the conference call at this time, notification shall be made to the Board and all other parties, by e-mail, no later than October 27. Any such notification (1) shall include the reason for the unavailability, (2) shall be made after consulting all other parties as to their respective alternative dates of availability, and (3) shall include a listing of all alternative dates and times when all parties will be available during the following periods: November 15 through the morning of November 16, and November 20 through 22. Thereafter, as appropriate, the Board may reschedule the conference and will in any event notify all parties of the means of connecting in to the conference.

Prior to this conference, all parties shall familiarize themselves with the provisions relating to "Model Milestones" in 10 C.F.R. Part 2, Appendix B, and with all relevant procedural rules in Part 2, including provisions relating to motions, late filing of contentions, pertinent time

limits (discovery, witness lists, etc.), and other subjects that may arise in the adjudication of the matters at issue in this proceeding.¹ As provided in the Milestones, the schedule for this proceeding is to be based on the NRC Staff's projected completion dates for its draft and final safety and environmental evaluations in this proceeding. Therefore, the Staff shall, no later than October 31, file a written estimate of its projected schedule for completion of these documents. Thereafter, all parties shall, no later than November 8, notify each other and the Board, by e-mail, of any difficulties they see with meeting the schedule set forth in the Model Milestones.

At the November 15 conference, all parties shall be prepared, with their calendars and the calendars of all relevant persons who may be participating in this proceeding, to address any and all appropriate scheduling matters in the proceeding.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Ann Marshall Young, Chair
ADMINISTRATIVE JUDGE

Rockville, Maryland
October 24, 2006²

¹The parties may wish to consult the October 11, 2006, Order (Scheduling Prehearing Conference Call) in the *Entergy Nuclear Vermont Yankee, L.L.C., and Entergy Nuclear Operations, Inc.* (Vermont Yankee Nuclear Power Station) license renewal proceeding, for a list of the sorts of topics that may appropriately be addressed in this context (found in the "Electronic Hearing Docket" on the NRC public website, and in ADAMS, using the accession number ML062840627).

²A copy of this Order was sent this date by e-mail transmission to each party or counsel. In addition, a copy was sent to counsel for the Massachusetts Attorney General, in order that he can prepare for the telephone conference in the event he decides to file a request and notice of intent to participate in the proceeding as an interested State, pursuant to section VII.E of our October 16, 2006, Memorandum and Order in LBP-06-23.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
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ENTERGY NUCLEAR OPERATIONS, INC.) Docket No. 50-293-LR
)
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(Pilgrim Nuclear Power Station))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (REGARDING PREHEARING TELEPHONE CONFERENCE AND SCHEDULE FOR PROCEEDING) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Ann Marshall Young, Chair
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Richard F. Cole
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

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

Susan L. Uttal, Esq.
Marian L. Zabler, Esq.
Office of the General Counsel
Mail Stop - O-15 D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Diane Curran, Esq.
Harmon Curran, Spielberg & Eisenberg, L.L.P.
1726 M. Street N. W., Suite 600
Washington, D.C. 20036

Docket No. 50-293-LR
LB ORDER (REGARDING PREHEARING TELEPHONE
CONFERENCE AND SCHEDULE FOR PROCEEDING)

Matthew Brock, Assistant Attorney General
Environmental Protection Division
Office of the Attorney General
One Ashburton Place
Boston, MA 02108

Terence A. Burke, Esq.
Entergy Nuclear
1340 Echelon Parkway
Mail Stop M-ECH-62
Jackson, MS 39213

Molly H. Bartlett, Esq.
52 Crooked Lane
Duxbury, MA 02332

Paul A. Gaukler, Esq.
David R. Lewis, Esq.
Pillsbury, Winthrop, Shaw, Pittman, LLP
2300 N Street, N.W.
Washington, DC 20037-1128

Mary E. Lampert
Director of Pilgrim Watch
148 Washington Street
Duxbury, MA 02332

Sheila Slocum Hollis, Esq.
Town of Plymouth MA
Duane Morris, LLP
1667 K. Street, N.W.
Suite 700
Washington, D.C. 20006

Mark D. Sylvia
Town Manager
Town Manager's Office
11 Lincoln Street
Plymouth, MA 02360

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 24th day of October 2006