

RAS 12418

October 20, 2006  
DOCKETED  
USNRC

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**  
Before the Atomic Safety and Licensing Board

October 20, 2006 (11:01am)  
OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

In the Matter of )  
)  
Entergy Nuclear Vermont Yankee, LLC ) Docket No. 50-271-LR  
and Entergy Nuclear Operations, Inc. ) ASLBP No. 06-849-03-LR  
)  
(Vermont Yankee Nuclear Power Station) )

**JOINT MOTION ON PRIVILEGE LOG AND DISCLOSURE**

Entergy Nuclear Vermont Yankee, LLC and Entergy Nuclear Operations, Inc., the Vermont Department of Public Service, the New England Coalition, Inc., and the NRC Staff (the "Parties") have agreed and move that the privilege logs required by 10 C.F.R. § 2.336(a)(3) and (b)(5) to be provided by the Parties in this proceeding need not include (1) communications that originated from counsel to the client, or from the client to counsel, when no outside person was included, or (2) documents as to which the attorney work-product privilege is asserted when the documents are authored by counsel. If the documents were not authored by counsel and the work-product privilege is claimed, the material should appear on the privilege log as required by 10 C.F.R. §§ 2.336(a)(3) and (b)(5). In entering this stipulation, the New England Coalition does not concede the deliberative process privilege and reserves any ability to seek such documents.

The Parties have also agreed and move that the disclosures required by 10 C.F.R. § 2.336(a)(2) and (b) need not include pleadings or communications that have already been


TEMPLATE = SECY-041

SECY-02

exchanged, with a certificate of service, between all the parties, such as the material in, or attached to, the pleadings already served.

The Parties have authorized Entergy to file this motion with the Atomic Safety and Licensing Board on their behalf.

Respectfully Submitted,



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Counsel for Entergy Nuclear Vermont Yankee,  
LLC, and Entergy Nuclear Operations, Inc.

Dated: October 20, 2006

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NUCLEAR REGULATORY COMMISSION**

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CERTIFICATE OF SERVICE

I hereby certify that copies of "Joint Motion on Privilege Log and Disclosure" dated October 20, 2006, were served on the persons listed below by deposit in the U.S. Mail, first class, postage prepaid, and where indicated by an asterisk by electronic mail, this 20th day of October, 2006.

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