

October 17, 2007 (11:04am)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFFUNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARDIn the matter of
Entergy Corporation
Pilgrim Nuclear Power Station
License Renewal Application

Docket # 50-293

October 17, 2007

**PILGRIM WATCH'S MOTION REQUESTING THAT THE ORDER
ESTABLISHING THE SCHEDULE FOR THE PROCEEDINGS BE RESET TO
EXTEND ALL DEADLINES FOR FILINGS AT MINIMUM THIRTY (30) DAYS**

Pilgrim Watch hereby requests that the Atomic Safety and Licensing Board consider resetting the schedule for the proceedings and extend all deadlines for filings at minimum thirty (30) days.

Pilgrim Watch's rationale is as follows.

1. There has been a substantial period of time between the last substantive filing on the Motions for Summary Disposition on Contentions 1 (July 6, 2007) and Contention 3 (July 29, 2007) and the ASLB's decision.

Contention 1: Entergy filed a Motion for Summary Disposition on Contention 1 on June 8, 2007; and the last filing on that motion was on July 6, 2007.

Contention 3: Entergy filed a Motion for Summary Disposition on Contention 3, May 18, 2007; and the last filing on that motion was filed on July 29, 2007.

2. The Order Establishing Schedule for Proceeding and Addressing Related Matters ASLBP No. 06-848-02-LR December 20, 2006 stated that : (L) June 11, 2007 - Deadline for filing any motions for summary disposition; and (M) June 29, 2007 - Deadline for responses to any motions for summary disposition. The Witness list was

scheduled for October 30 - essentially four months after the deadline set for responses. Therefore it seemed plausible to us to expect that the ASLB originally had in mind a sizable time period to allow for preparations.

3. The rule appears to provide two minimum dates by which the presiding officer shall issue an order on the motions indicating whether they have been granted or denied.

Subpart L 2.1205 (a) states that, "Unless the presiding officer directs otherwise, motions for summary disposition may be submitted to the presiding officer...no later than forty-five days before the commencement of hearing." In this instance part (c) states that, "The presiding officer shall issue a determination on each motion for summary disposition no later than fifteen (15) days before the date scheduled for commencement of hearing." The presiding officer in this case did direct otherwise in the Order Establishing Schedule for Proceeding and Addressing Related Matters ASLBP No. 06-848-02-LR December 20, 2006 stated that : (L) June 11, 2007 - Deadline for filing any motions for summary disposition; and (M) June 29, 2007 - Deadline for responses to any motions for summary disposition. Subpart L goes on to say that, "In ruling on motions for summary disposition, the presiding officer shall apply the standards for summary disposition set forth in subpart G for this matter." **Subpart G, 2.710 (e)** states that, "The presiding officer shall issue an order no later than (40) days after any responses to the summary disposition motion are filed, indicating whether the motion is granted or denied, and the bases thereof." August 15, 2007 marks forty (40) days after the last filing for Contention 1 (July 6); and September 7 marks forty (40) days since the last filing on Contention 3 (July 29). August 15 and September 7 would have allowed many months to prepare; clearly it is not reasonable to expect witnesses and the respective parties to spend time in preparation not knowing whether the motion is granted or denied.

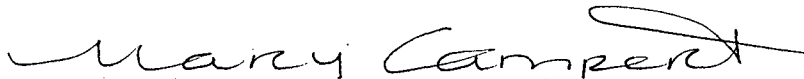
4. Pilgrim's license expires in 2012. Therefore a request to extend the dates for this process at minimum 30 days does not seem burdensome.

5. We appreciate that for the applicant, their attorneys and the NRC legal staff that compressing time is less onerous. They have attorneys, legal assistants, staff and funds to

hire experts. In contrast Pilgrim Watch has no attorney, legal assistants, staff or money to hire experts; instead we rely on experts to volunteer their services. We appreciate, and we are sure that the ASLB appreciates, both their assistance and the fact that experts must work their volunteer service around their actual jobs. This necessitates providing volunteer experts ample notification to allow them to schedule their time.

6. Holidays: The original schedule has due dates right around the major holidays – Hanukkah, Christmas, Kwanza, and New Years. If given enough lead time, it would be possible to plan ahead so that holidays can be enjoyed with family; however under the current schedule it will not be possible.

Respectfully submitted,

A handwritten signature in cursive script that reads "Mary E. Lampert". The signature is written in black ink and is positioned above the typed contact information.

Mary E. Lampert
148 Washington Street
Duxbury, MA 02332
781-934-0389
Mary.Lampert@comcast.net

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the matter of Docket # 50-293

Entergy Corporation

Pilgrim Nuclear Power Station

License Renewal Application

October 17, 2007

CERTIFICATE OF SERVICE

I Hereby Certify That The Foregoing Pilgrim Watch Motion Requesting That The Order Establishing The Schedule For The Proceedings Be Reset To Extend All Deadlines For Filings At Minimum Thirty (30) Days Has Been Served This 17th Day Of October, 2007 By Electronic Mail And By U.S. Mail, First Class To Each Of The Following:

Administrative Judge
Ann Marshall Young, Chair
Atomic Safety and Licensing Board
Mail Stop – T-3 F23
US NRC
Washington, DC 20555-0001
amy@nrc.gov

Administrative Judge
Paul B. Abramson
Atomic Safety and Licensing Board
Mail Stop T-3 F23
US NRC
Washington, DC 20555-0001
pba@nrc.gov

Administrative Judge
Richard F. Cole
Atomic Safety and Licensing Board
Mail Stop –T-3-F23
US NRC
Washington, DC 20555-0001
rfc@nrc.gov

Secretary of the Commission
Attn: Rulemakings and Adjudications
Staff
Mail Stop 0-16 C1
United States Nuclear Regulatory
Commission
Washington, DC 20555-0001
rfc1@nrc.gov

Office of Commission Appellate
Adjudication
Mail Stop 0-16 C1
United States Nuclear Regulatory
Commission
Washington, DC 20555-0001

Atomic Safety and Licensing Board
Mail Stop T-3 F23
United States Nuclear Regulatory
Commission
Washington, DC 20555-0001

Susan L. Uttal, Esq.
Marian L. Zobler, Esq.
Office of General Counsel
Mail Stop - O-15 D21
United States Nuclear Regulatory
Commission
Washington, DC 20555-0001

Kimberly A. Sexton, Esq.
Office of General Counsel
Mail Stop - O-15 D21
United States Nuclear Regulatory
Commission
Washington, DC 20555-0001

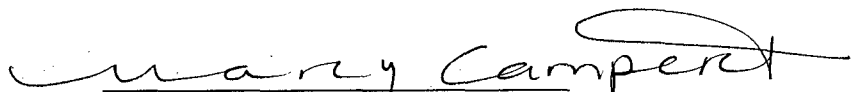
Paul A. Gaukler, Esq.
David R. Lewis, Esq.
Pillsbury, Winthrop, Shaw, Pittman,
LLP
2300 N Street, N.W.
Washington, DC 20037-1138

Mr. Mark Sylvia
Town Manager, Town of Plymouth
11 Lincoln Street
Plymouth MA 02360
msylvia@townhall.plymouth.ma.us

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

Richard R. MacDonald
Town Manager, Town of Duxbury
878 Tremont Street
Duxbury, MA 02332
macdonald@town.duxbury.ma.us

Fire Chief & Director DEMA,
Town of Duxbury
688 Tremont Street
P.O. Box 2824
Duxbury, MA 02331
nord@town.duxbury.ma.us


Mary Lampert