

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DOCKETED 01/24/08

ATOMIC SAFETY AND LICENSING BOARD

SERVED 01/24/08

Before Administrative Judges:

Lawrence G. McDade, Chairman  
Dr. Kaye D. Lathrop  
Dr. Richard E. Wardwell

In the Matter of

ENTERGY NUCLEAR OPERATIONS, INC.

(Indian Point Nuclear Generating  
Units 2 and 3)

Docket Nos. 50-247-LR and 50-286-LR

ASLBP No. 07-858-03-LR-BD01

January 24, 2008

ORDER

(Preliminary Notification Regarding The Scheduling Of Oral Argument)

It is the intent of the Board to hear oral argument on the admissibility of contentions, and any other matters then outstanding, during the week of March 10, 2008, at the Richard J. Daronco Courthouse, 111 Dr. Martin Luther King Blvd., White Plains, New York.

It will be necessary for representatives of the NRC Staff and the Applicant, Entergy Nuclear Operations, Inc., to be available during all business hours (9:00 am until 6:00 pm) throughout that week. Other participants in this litigation need only be present when contentions, or other matters which they presented, are being discussed.

Accordingly, in order to assist the Board in establishing a schedule for oral argument that will pose the least inconvenience to all involved, we direct all participants in this litigation, on or before Thursday, January 31, 2008, to notify the Board of any conflicts anticipated during the oral argument week. This notification shall include a listing of the business hours during the week of March 10<sup>th</sup> that would present a scheduling problem and a brief description of the nature of the time conflict.

To the degree practicable, the Board will attempt to formulate its schedule for oral argument to accommodate any significant conflicts. However, given the number of participants in this litigation and the number of issues too be addressed, the Board may not be able to acquiesce to all scheduling requests.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD<sup>1</sup>

*/RA/*

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Lawrence G. McDade, Chairman  
ADMINISTRATIVE JUDGE

Rockville, MD  
January 24, 2008

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<sup>1</sup> Copies of this Order were sent this date by Internet e-mail to: (1) Counsel for the NRC Staff; (2) Counsel for Entergy; (3) Counsel for the State of New York; (4) Counsel for the State of Connecticut; (5) Counsel for Riverkeeper, Inc.; (6) Counsel for WestCan, RCCA, PHASE, the Sierra Club - Atlantic Chapter; and Richard Brodsky; (7) Nancy Burton, the Representative of CRORIP; (8) Manna Jo Green, the Representative for Clearwater; (9) John LeKay, the Representative for FUSE; (10) Counsel for Westchester County; and (11) Counsel for the Town of Cortlandt.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
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ENTERGY NUCLEAR OPERATIONS, INC. ) Docket Nos. 50-247/286-LR  
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(Indian Point Nuclear Generating, )  
Units 2 and 3) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (PRELIMINARY NOTIFICATION REGARDING THE SCHEDULING OF ORAL ARGUMENT) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

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Washington, DC 20555-0001

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Docket Nos. 50-247/286-LR  
 LB ORDER (PRELIMINARY NOTIFICATION  
 REGARDING THE SCHEDULING OF ORAL ARGUMENT)

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Docket Nos. 50-247/286-LR  
LB ORDER (LB ORDER (PRELIMINARY NOTIFICATION  
REGARDING THE SCHEDULING OF ORAL ARGUMENT)

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[Original signed by Evangeline S. Ngbea]

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Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 24<sup>th</sup> day of January 2008