

DOCKETED
USNRC

April 29, 2008 (8:00am)

April 22, 2008

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	Docket No. 50-271-LR
ENTERGY NUCLEAR VERMONT)	
YANKEE LLC AND ENTERGY NUCLEAR)	ASLBP No. 06-849-03-LR
OPERATIONS, INC.)	
(Vermont Yankee Nuclear Power Station))	

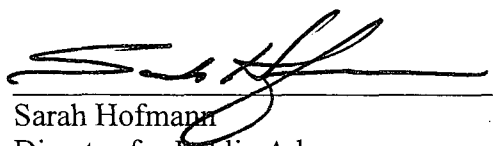
CERTIFICATE OF DISCLOSURE

I, Sarah Hofmann, Director for Public Advocacy for the Vermont Department of Public Service, being duly sworn, state the following:

1. I hereby certify that to the best of my knowledge, information and belief, the Vermont Department of Public Service is current with its Disclosures pursuant to 10 C.F.R. § 2.336 that are relevant and not privileged to the contentions now being considered in this docket before the Atomic Safety and Licensing Board.

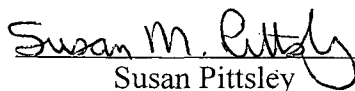
2. To the best of my knowledge, information and belief, these disclosures are accurate and complete as of this date.

Dated at Montpelier, Vermont this 22nd day of April, 2008.



Sarah Hofmann
Director for Public Advocacy
Vermont Department of Public Service
112 State Street - Drawer 20
Montpelier, VT 05620-2601

Subscribed and sworn to before me this 22nd day of April, 2008.



Susan Pittsley
Notary Public
My commission expires 02/10/11



April 22, 2008

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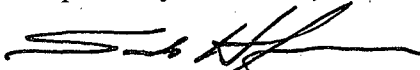
VERMONT DEPARTMENT OF PUBLIC SERVICE
DISCLOSURE OF 2/7/08 PURSUANT TO 10 C.F.R. § 2.336

Pursuant to 10 C.F.R. § 2.336(a) and (d), the Vermont Department of Public Service ("DPS" or "Department"), hereby makes the following continuing disclosures.

Documents provided in hard copy with this transmittal

36. Letter dated April 17, 2008 from Representatives Smith and Saxton to Dr. Dale Klein, Chairman of the NRC re the methodologies in calculating risk assessments for metal fatigue issues at Oyster Creek.

Respectfully submitted,



Sarah Hofmann
Director for Public Advocacy
Vermont Department of Public Service
112 State Street
Montpelier, VT 05620-2601
Tel. (802) 828-3088

Congress of the United States
Washington, DC 20515

April 17, 2008

Dr. Dale Klein, Chairman
Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, MD 20852

Dear Chairman Klein:

We write to you today regarding the license renewal application of the Oyster Creek Nuclear Generating Station which is currently scheduled for a final decision on April 29, 2008.

As you are well aware, staff for the Nuclear Regulatory Commission (NRC) recently stated they did not employ conservative enough methodologies in calculating risk assessments for metal fatigue of recirculation nozzles at Oyster Creek. It is our understanding these components barely met the initial metal fatigue requirements, leading us to the conclusion that more conservative calculations would deem these metals to possibly be found insufficient to withstand an additional 20 years of operation. This latest development provides us with adequate reason to request the Commission fully investigate and analyze the concerns of its staff prior to issuing a decision on the relicensing of Oyster Creek.

We would also like to request these calculations, including the raw data, be made available to the public. As we have discussed in the past, it is important for the NRC to provide a certain degree of transparency in order to instill confidence in the public.

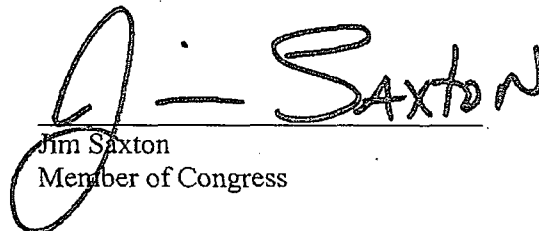
You should also know of our dissatisfaction and dismay over a lack of timely dissemination of critical information updates from your Office of Congressional Affairs. You should know that it was not the NRC that made us aware of these two important developments, instead our offices were notified by both the owner-operator and the citizens consortium involved in the proceedings. We urge you to work with your Office of Congressional Affairs to ensure that all future developments are not only communicated, but disseminated in a timely manner.

We would appreciate if you or a member of your staff could please contact our offices prior to the final decision to discuss these matters. As always, we thank you for your time and consideration and look forward to hearing from you.

Sincerely,



Chris Smith
Member of Congress



Jim Saxton
Member of Congress

April 22, 2008

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NUCLEAR REGULATORY COMMISSION

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OPERATIONS, INC.)	
(Vermont Yankee Nuclear Power Station))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the Department of Public Service Certificate of Disclosure and Disclosure dated April 22, 2008 was served on the persons listed below by deposit in the U.S. Mail, first class, postage prepaid, on the 22nd day of April, 2008, and by electronic mail and where indicated by an asterisk on the 22nd day of April, 2008.

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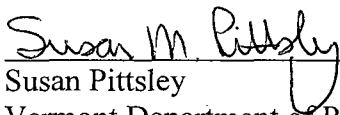
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Respectfully submitted,



Susan Pittsley
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