

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD PANEL

Before the Licensing Board:

G. Paul Bollwerk, III, Chairman  
Dr. Anthony J. Baratta  
Dr. William W. Sager

In the Matter of

TENNESSEE VALLEY AUTHORITY

(Bellefonte Nuclear Power Plant Units 3 and 4)

Docket Nos. 52-014-COL and 52-15-COL

ASLBP No. 08-864-02-COL-BD01

July 28, 2008

MEMORANDUM AND ORDER

(Applicant and Staff Responses to Joint Petitioners  
Motion to Admit All Portions of Reply)

By motion submitted July 25, 2008, Joint Petitioners<sup>1</sup> have requested that the Licensing Board accept all portions of Joint Petitioners July 8, 2008 reply pleading. This motion appears to be directed towards the July 11, 2008 motion of applicant Tennessee Valley Authority (TVA) to strike portions of Joint Petitioners July 8 reply to the July 1, 2008 TVA and NRC staff answers to Joint Petitioners hearing petition dated June 6, 2008. A staff answer supporting the TVA motion to strike was filed on July 15, 2008, which is the only response to the TVA motion submitted thus far.

In lieu of submitting written answers to Joint Petitioners motion, applicant TVA and the staff should provide any response they may have to the motion at an appropriate juncture as

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<sup>1</sup> Joint Petitioners include the Blue Ridge Environmental Defense League (BREDL) and its Bellefonte Efficiency and Sustainability Team (BEST) chapter and the Southern Alliance for Clean Energy.

part of their arguments regarding contention admission at the July 30, 2008 initial prehearing conference.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD<sup>2</sup>

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G. Paul Bollwerk, III  
CHAIRMAN

Rockville, Maryland

July 28, 2008

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<sup>2</sup> Copies of this memorandum and order were sent this date by the agency's E-Filing system to the counsel/representatives for (1) applicant TVA; (2) Joint Petitioners; and (3) the staff.

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(Bellefonte Nuclear Power Plant - )  
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)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing MEMORANDUM AND ORDER (APPLICANT AND STAFF RESPONSES TO JOINT PETITIONERS MOTION TO ADMIT ALL PORTIONS OF REPLY), dated July 28, 2008, have been served upon the following persons by the Electronic Information Exchange.

U.S. Nuclear Regulatory Commission  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3F23  
Washington, DC 20555-0001

U.S. Nuclear Regulatory Commission  
Office of the General Counsel  
Mail Stop: O-15D21  
Washington, DC 20555-0001

G. Paul Bollwerk, III, Chair  
Administrative Judge  
E-mail: [gpb@nrc.gov](mailto:gpb@nrc.gov)

Kathryn L. Winsberg, Esq.  
E-mail: [klw@nrc.gov](mailto:klw@nrc.gov)  
Ann P. Hodgdon, Esq.  
E-mail: [aph@nrc.gov](mailto:aph@nrc.gov)

Dr. Anthony J. Baratta  
Administrative Judge  
E-mail: [ajb5@nrc.gov](mailto:ajb5@nrc.gov)

Patrick A. Moulding, Esq.  
E-mail: [pam3@nrc.gov](mailto:pam3@nrc.gov)  
Joseph Gilman, Paralegal  
E-mail: [jsq1@nrc.gov](mailto:jsq1@nrc.gov)

Dr. William W. Sager  
Administrative Judge  
E-mail: [wws1@nrc.gov](mailto:wws1@nrc.gov)

OGC Mail Center  
E-mail: [OGCMailCenter@nrc.gov](mailto:OGCMailCenter@nrc.gov)

Erica LaPlante, Law Clerk  
E-mail: [eal1@nrc.gov](mailto:eal1@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of Commission Appellate Adjudication  
Mail Stop: O-16C1  
Washington, DC 20555-0001

U.S. Nuclear Regulatory Commission  
Office of the Secretary of the Commission  
Mail Stop: O-16C1  
Washington, DC 20555-0001

OCAA Mail Center  
E-mail: [ocaamail@nrc.gov](mailto:ocaamail@nrc.gov)

Hearing Docket  
E-mail: [hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov)

Docket Nos. 52-014-COL and 52-015-COL  
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 RESPONSES TO JOINT PETITIONERS MOTION TO ADMIT ALL PORTIONS OF REPLY)

Morgan, Lewis & Bockius, LLP  
 Counsel for Tennessee Valley Authority  
 1111 Pennsylvania Ave., N.W.  
 Washington, DC 20004

Tennessee Valley Authority  
 Office of the General Counsel  
 400 W. Summit Hill Drive, WT 6A-K  
 Knoxville, TN 37902

Steven P. Frantz, Esq.  
 E-mail: [sfrantz@morganlewis.com](mailto:sfrantz@morganlewis.com)  
 Stephen J. Burdick, Esq.  
 E-mail: [sburdick@morganlewis.com](mailto:sburdick@morganlewis.com)  
 Mauri Lemoncelli, Esq.  
 E-mail: [mlemoncelli@morganlewis.com](mailto:mlemoncelli@morganlewis.com)  
 Alvin H. Gutterman, Esq.  
 E-mail: [agutterman@morganlewis.com](mailto:agutterman@morganlewis.com)  
 Jonathan M. Rund  
 E-mail: [jrund@morganlewis.com](mailto:jrund@morganlewis.com)

Edward J. Vigluicci, Esq.  
 E-mail: [ejvigluicci@tva.gov](mailto:ejvigluicci@tva.gov)  
 Scott A. Vance, Esq.  
 E-mail: [savance@tva.gov](mailto:savance@tva.gov)

Pillsbury, Winthrop Shaw Pittman, LLP  
 2300 N. Street, NW  
 Washington, DC 20037

Eckert Seamans Cherin & Mellott, LLC  
 Counsel for Westinghouse Electric Company  
 600 Grant Street, 44<sup>th</sup> Floor  
 Pittsburg, PA 15219

R. Budd Haemer, Esq.  
 E-mail: [robert.haemer@pillsburylaw.com](mailto:robert.haemer@pillsburylaw.com)  
 Maria D. Webb, Senior Energy Legal Analyst  
 E-mail: [maria.webb@pillsburylaw.com](mailto:maria.webb@pillsburylaw.com)

Barton Z. Cowan, Esq.  
 E-mail: [teribart61@aol.com](mailto:teribart61@aol.com)

Bellefonte Efficiency & Sustainability Team  
 185 Hood Drive  
 Crossville TN 38555

Blue Ridge Environmental Defense League,  
 Inc. (BREDL)  
 P.O. Box 88  
 Glendale Springs, NC 28629

Louise Gorenflo  
 E-mail: [lgorenflo@gmail.com](mailto:lgorenflo@gmail.com)

Louis A. Zeller, Administrator and  
 Science Director  
 E-Mail: [bredl@skybest.com](mailto:bredl@skybest.com)

Docket Nos. 52-014-COL and 52-015-COL  
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Southern Alliance for Clean Energy (SACE)  
428 Bull Street, Suite 201  
Savannah, GA 31401

Sara Barczak, Director  
E-mail: [sara@cleanenergy.org](mailto:sara@cleanenergy.org)

North Carolina Waste Awareness  
and Reduction Network  
P.O. Box 2793  
Chapel Hill, North Carolina 27515

John D. Runkle, Esq.  
E-mail: [jrunkle@pricecreek.com](mailto:jrunkle@pricecreek.com)

[Original signed by Linda D. Lewis]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 28<sup>th</sup> day of July 2008