# UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

#### ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Alex S. Karlin, Chairman Dr. Richard E. Wardwell Dr. William H. Reed

In the Matter of

ENTERGY NUCLEAR VERMONT YANKEE, L.L.C., and ENTERGY NUCLEAR OPERATIONS, INC.

(Vermont Yankee Nuclear Power Station)

Docket No. 50-271-LR

ASLBP No. 06-849-03-LR

December 4, 2008

Order
(Granting NEC's Motion to Extend Time)

New England Coalition, Inc. (NEC) filed a motion on December 3, 2008, seeking to extend time to file a motion for reconsideration of the Board's Partial Initial Decision issued on November 24, 2008.<sup>1</sup> The Board hereby grants the motion. NEC's deadline for filing a motion for reconsideration is extended to December 15, 2008 and the deadline for filing answers thereto is extended to January 5, 2009.

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

/RA/

Alex S. Karlin, Chairman ADMINISTRATIVE JUDGE

Rockville, Maryland December 4, 2008

<sup>1</sup> [NEC]'s Motion to Extend Time to File Motion for Reconsideration (Dec. 3, 2008).

<sup>&</sup>lt;sup>2</sup> Copies of this order were sent this date by Internet e-mail transmission to counsel for (1) licensees Entergy; (2) intervenors Vermont Department of Public Service and New England Coalition of Brattleboro, Vermont; (3) the NRC Staff; (4) the State of New Hampshire; and (5) the Commonwealth of Massachusetts.

# UNITED STATES OF AMERICA NUCLEAR REGULATORY COMMISSION

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

#### CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB ORDER (GRANTING NEC'S MOTION TO EXTEND TIME) have been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge Richard E. Wardwell Atomic Safety and Licensing Board Panel Mail Stop - T-3 F23 U.S. Nuclear Regulatory Commission Washington, DC 20555-0001

Lloyd B. Subin, Esq.
David E. Roth, Esq.
Mary C. Baty, Esq.
Susan L. Uttal, Esq.
Jessica A. Bielecki, Esq.
Brian Newell, Paralegal
Office of the General Counsel O15D21
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Alex S. Karlin, Chair
Atomic Safety and Licensing Board Panel
Mail Stop - T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge William H. Reed Atomic Safety and Licensing Board Panel 1819 Edgewood Lane Charlottesville, VA 22902

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

### Docket No. 50-271-LR LB ORDER (GRANTING NEC'S MOTION TO EXTEND TIME)

Matthew Brock Assistant Attorney General Environmental Protection Division Office of the Attorney General One Ashburton Place, 18<sup>th</sup> Floor Boston, MA 02108 Anthony Z. Roisman, Esq. National Legal Scholars Law Firm 84 East Thetford Rd. Lyme, NH 03768

Callie B. Newton, Chair Gail MacArthur Lucy Gratwick Town of Marlboro SelectBoard P.O. Box 518 Marlboro, VT 05344 Dan MacArthur, Director Town of Marlboro Emergency Management P.O. Box 30 Marlboro, VT 05344

David R. Lewis, Esq.
Matias F. Travieso-Diaz, Esq.
Elina Teplinsky, Esq.
Blake J. Nelson, Esq.
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street, NW
Washington, DC 20037-1128

Peter C. L. Roth, Esq.
Senior Assistant Attorney General
State of New Hampshire
Office of the New Hampshire
Attorney General
33 Capitol Street
Concord, NH 03301

Robert L. Stewart New England Coalition 229 Kibbee Ext. Brookfield, Vermont 05036 Alan A. Pemberton, Esq.
Derron J. Blakely, Esq.
Covington & Burling LLP
Counsel for Electric Power Research Institute
(EPRI)
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004-2401

Docket No. 50-271-LR LB ORDER (GRANTING NEC'S MOTION TO EXTEND TIME)

Ronald A. Shems, Esq. Karen Tyler, Esq. Andrew Raubvogel, Esq Shems Dunkiel Kassel & Saunders, PLLC 91 College Street Burlington, VT 05401

[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland, this 4<sup>th</sup> day of December 2008