

June 17, 2010

MEMORANDUM FOR: Brooke Poole, Director  
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 8:55 A.M.,  
THURSDAY, JUNE 17, 2010, COMMISSIONERS' CONFERENCE  
ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND  
(OPEN TO PUBLIC ATTENDANCE)

I. SECY-09-0175 – Entergy Nuclear Generation Co. and Entergy Nuclear Operations, Inc. (Pilgrim Nuclear Power Station) Remaining Issues From Pilgrim Watch Petition for Review

The Commission<sup>1</sup> approved a Memorandum and Order responding to intervenor Pilgrim Watch's petition for review of several Atomic Safety and Licensing Board decisions in this license renewal proceeding. On March 26, 2010, the Commission issued CLI-10-11, addressing Pilgrim Watch's challenge to LBP-07-13. Remaining are Pilgrim Watch's challenges to LBP-08-22, LBP-06-23, LBP-07-12, and several unpublished Board orders. The Memorandum and Order denies the balance of the petition for review. Chairman Jaczko disapproved in part.

(Subsequently, on June 17, 2010, the Secretary signed the Memorandum and Order.)

II. SECY-10-0057 - Entergy Nuclear Generation Co. and Entergy Nuclear Operations, Inc. (Pilgrim Nuclear Power Station) Pilgrim Watch Motion for Reconsideration of CLI-10-11

The Commission<sup>1</sup> approved a Memorandum and Order responding to motion for reconsideration of CLI-10-11 by intervenor Pilgrim Watch. The Memorandum and Order denies the motion for reconsideration. Chairman Jaczko disapproved in part.

(Subsequently, on June 17, 2010, the Secretary signed the Memorandum and Order.)

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<sup>1</sup> Commissioner Apostolakis did not participate in this matter.

III. SECY-10-0050 – South Texas Project Nuclear Operating Co. (South Texas Project Units 3 and 4), Intervenor's Joint Appeal of Atomic Safety and Licensing Board's Order of January 29, 2010

The Commission<sup>2</sup> approved a Memorandum and Order responding to a joint appeal filed by the Sustainable Energy and Economic Development Coalition, the South Texas Association for Responsible Energy, and Public Citizen (collectively, Intervenor) of the Atomic Safety and Licensing Board's ruling in LBP-10-2, declining to admit Contentions MS-1, MS-3, and MS-6. The Memorandum and Order denies the appeal as premature, without prejudice to the Intervenor's ability to petition for review of the contention admissibility decision at the end of the case.

(Subsequently, on June 17, 2010, the Secretary signed the Memorandum and Order.)

cc: Chairman Jaczko  
Commissioner Svinicki  
Commissioner Apostolakis  
Commissioner Magwood  
Commissioner Ostendorff  
EDO  
OGC  
CFO  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ASLBP (via E-Mail)  
PDR

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<sup>2</sup> Commissioner Magwood did not participate in this matter.