

November 17, 2010

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

NRC STAFF'S FIFTH STATUS REPORT ON THE  
ESTIMATED ISSUANCE DATE FOR THE FINAL  
SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT

In its "Scheduling Order" of July 1, 2010 ("Order"), the Atomic Safety and Licensing Board ("Board") directed the NRC Staff ("Staff") to file a report on August 3, 2010, and the first Tuesday of each successive month, updating the estimated issuance date for the Final Supplemental Environmental Impact Statement ("FSEIS") in this proceeding (Order at 5). The Staff has also stated that it would provide a further status report to the Board in a timely manner, should the estimated date of the FSEIS issuance change.

In accordance with the Board's order and a change to the expected issuance date, the Staff wishes to inform the Board and parties that FSEIS is now expected to be issued on or before December 10, 2010.

Respectfully submitted,

  
Brian G. Harris  
Counsel for NRC Staff

Dated at Rockville, Maryland  
this 17<sup>th</sup> day of November 2010

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CERTIFICATE OF SERVICE

I hereby certify that copies of the "NRC STAFF'S FIFTH STATUS REPORT ON THE ESTIMATED ISSUANCE DATE FOR THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT" have been served upon the following through deposit in the NRC's internal mail system, with copies by electronic mail, or, as indicated by an asterisk, by deposit in the U.S. Postal Service, with copies by electronic mail this 17<sup>th</sup> day of November, 2010:

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