

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Paul S. Ryerson, Chairman  
Dr. Michael F. Kennedy  
Dr. Richard E. Wardwell

In the Matter of

NEXTERA ENERGY SEABROOK, LLC

(Seabrook Station, Unit 1)

Docket No. 50-443-LR

ASLBP No. 10-906-02-LR-BD01

February 24, 2011

ORDER

(Scheduling Initial Scheduling Conference)

In accordance with 10 C.F.R. § 2.332, the Board will hold an initial scheduling conference call on March 14, 2011, at 10:30 AM EDT for the purpose of developing a scheduling order to govern the conduct of this proceeding. Prior to the conference call, the parties should familiarize themselves with the relevant procedural rules of 10 C.F.R. Part 2, including the model milestones set forth in Appendix B. Pending the conference call, the parties' initial disclosure obligations are temporarily suspended.

Pursuant to 10 C.F.R. § 2.332(d), the Board will consider the NRC Staff's projected schedule for completion of its safety and environmental evaluations in developing the hearing schedule. Accordingly, on or before March 7, 2011, the NRC Staff shall submit its current estimate of the schedule for completing such evaluations.

Among other matters, the parties should be prepared to address the following subjects during the conference call:

1. NextEra Energy Seabrook, LLC's Unopposed Motion to Defer Initial Disclosures, filed February 17, 2011.

2. The degree to which Board's consideration of summary disposition motions will expedite the proceeding and, if so, suggestions for modifying the time limits set in 10 C.F.R. § 2.1205(a) to prevent motions for summary disposition from conflicting with preparation for the evidentiary hearing.

3. Suggested time limits for motions for leave to file new or amended contentions under 10 C.F.R. § 2.309(f)(2)(iii).

4. Specification of pleading rules for motions for leave to file new or amended contentions that reconcile 10 C.F.R. §§ 2.309(c), 2.309(f)(2), and 2.323 (motions and answers to motions) with 10 C.F.R. § 2.309(h) (answers and replies to contentions).

5. Suggested regularized time frames for the updating of mandatory disclosures under 10 C.F.R. § 2.336(d) and for the updating of the hearing file under 10 C.F.R. § 2.1203(c).

6. Suggested time limit for filing of the final list of potential witnesses for each contention pursuant to 10 C.F.R. § 2.336(a)(1).

7. Opportunities for the settlement of issues or contentions, including the utility of appointing a settlement judge pursuant to 10 C.F.R. § 2.338.

8. Whether any party expects to assert a privilege or protected status for any information or documents otherwise required to be disclosed in this proceeding and, if so, whether development of a protective order and non-disclosure agreement is necessary or appropriate.

9. Whether a site visit would be helpful to the Board in the resolution of the admitted contentions.

10. Whether the parties should be required to file their respective initial written statements of position and written testimony with supporting affidavits pursuant to 10 C.F.R. § 2.1207(a)(1) simultaneously or sequentially and, if sequentially, in what order.

11. Suggested time limits for the filing of motions for cross-examination under 10 C.F.R. § 2.1204(b).

Before the conference call, the parties shall confer in good faith for the purpose of reaching agreement on the foregoing issues, insofar as practicable.

On or before March 9, 2011, representatives of each of the parties should contact Matina Solomakos at 301-415-0453 to obtain the telephone number and pass code for the prehearing conference call. Members of the public or media who wish to listen to this conference call may do so, and should contact Ms. Solomakos at the above number for the requisite information.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

      /RA/      

Paul S. Ryerson, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
February 24, 2011

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
 )  
NEXTERA ENERGY SEABROOK, LLC ) DOCKET NO. 50-443-LR  
(Seabrook Station, Unit 1) )  
 )  
(License Renewal) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Scheduling Initial Scheduling Conference)**, dated February 24, 2011, have been served upon the following persons by Electronic Information Exchange.

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**ORDER (Scheduling Initial Scheduling Conference)**

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

Dated at Rockville, Maryland  
this 24<sup>th</sup> day of February 2011