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# Official Transcript of Proceedings

## NUCLEAR REGULATORY COMMISSION

Title: Florida Power and Light Company  
Turkey Point, Units 6 & 7

Docket Number: 52-040-COL and 52-041-COL

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18                   ALSO PRESENT:

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P-R-O-C-E-E-D-I-N-G-S

(2:05 P.M.)

1  
2  
3 JUDGE HAWKENS: This case is Florida  
4 Power and Light Company, Turkey Point Units 6 and 7,  
5 Docket Numbers 52-040-COL and 52-041-COL. My name  
6 is Roy Hawkens. I am the chairman of this Licensing  
7 Board. My two fellow judges are Dr. Michael Kennedy  
8 and Dr. William Burnett. Dr. Michael Kennedy is  
9 here in the Rockville NRC Headquarters with me. Dr.  
10 William Burnett is participating by telephone from  
11 Florida.

12 I am also joined here by the Board law  
13 clerk, Josh Kirstein, and by the Board's  
14 administrative assistant, Ms. Karen Valloch. Will  
15 the counsel for the parties and the city -- excuse  
16 me, the Village of Pincrest please identify  
17 themselves and their colleagues, starting with the  
18 applicant, please?

19 MR. TRAVIESO-DIAZ: My name is Matias  
20 Travieso-Diaz. I am counsel for Florida Power and  
21 Light. With me in the Pillsbury offices are John  
22 O'Neill and Stefanie George. Also participating for  
23 Florida Power and Light at different locations are  
24 Steven Hamrick and Antonio Fernandez.

25 JUDGE HAWKENS: Thank you. NRC staff?

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1 MR. MOULDING: Your Honor, this is  
2 Patrick Moulding, representing the NRC staff.

3 JUDGE HAWKENS: Thank you. Joint  
4 Intervenors?

5 MS. GOLDSTEIN: Mindy Goldstein,  
6 representing Joint Intervenors.

7 JUDGE HAWKENS: CASE?

8 MR. WHITE: Barry White, representing  
9 CASE.

10 JUDGE HAWKENS: Thank you. And finally,  
11 Village of Pinecrest?

12 MR. GARNER: Bill Garner, representing  
13 Village of Pinecrest.

14 JUDGE HAWKENS: Thank you. And as the  
15 court reporter earlier requested, we'd be grateful  
16 if you, before you speak, identify yourself.

17 As the Board indicated in its March 10th  
18 notice, a purpose of the conference call is to  
19 discuss matters related to an initial case  
20 scheduling order that we will be issuing in the near  
21 future.

22 And at the outset, I'd like to address a  
23 few matters regarding the joint motion dated March  
24 7th, concerning mandatory disclosures, which the  
25 parties submitted.

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1                   And at the outset, I'd like to commend  
2 the parties for working together, and encourage them  
3 to continue doing that throughout this proceeding,  
4 to the extent they're able to resolve issues without  
5 resort to the Licensing Board.

6                   One question that we wanted to raise was  
7 dealing with item number one in your joint motion.  
8 And the question was, does the word "draft" in the  
9 first line -- does that modify everything that  
10 follows, so that it would be "draft documents,"  
11 "draft data compilation," "draft correspondence," or  
12 "any other draft tangible thing?"

13                   MR. TRAVIESO-DIAZ: Mr. Chairman, this  
14 is Mat Travieso-Diaz. I will answer that question,  
15 since I drew the short straw, and I was responsible  
16 for the initial drafting of this motion. "Draft" is  
17 intended to apply to all that follows it. So it's  
18 "draft documents," "draft data compilation,"  
19 correspondence, et cetera.

20                   JUDGE HAWKENS: All right. And I'll  
21 just give everybody the opportunity to confirm that  
22 this is their understanding as well.

23                   MS. GOLDSTEIN: This is Mindy Goldstein.  
24 That was our understanding for Joint Intervenors.

25                   MR. MOULDING: Pat Moulding, for the NRC

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1 staff. Yes, that was our understanding as well.

2 MR. WHITE: And yes for CASE, also.

3 Thank you.

4 JUDGE HAWKENS: All right. Thank you.

5 The other question went to item 12. And the  
6 question is the definition of "documents." Could  
7 somebody tell me how broad or how narrow the  
8 definition is?

9 MR. TRAVIESO-DIAZ: Again, this is Mat  
10 Travieso-Diaz. "Documents" here is intended to  
11 refer to all the items that are disclosed, whether  
12 they be actual hard copies of documents, whether  
13 they be electronic versions, or other things.

14 So "documents" is used in the broadest  
15 sense of applying to all matters subject to  
16 discovery.

17 JUDGE HAWKENS: So it would include data  
18 compilation, correspondence, any tangible thing?  
19 That would be included? It would include that, not  
20 necessarily be limited to that?

21 MR. TRAVIESO-DIAZ: That is correct.

22 JUDGE HAWKENS: Does everybody -- do the  
23 other parties share that understanding?

24 MS. GOLDSTEIN: This is Mindy Goldstein  
25 with Joint Intervenors. That was our understanding.

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1 MR. WHITE: Yes, CASE also. Thank you.

2 MR. MOULDING: Pat Moulding, for the NRC  
3 staff. Yes, also for us.

4 JUDGE HAWKENS: One related question to  
5 item 12. I'm trying to understand the related  
6 expenses. Is that addressing principally copying  
7 charges, or would that go beyond copying charges?

8 MR. TRAVIESO-DIAZ: Mr. Chairman, again  
9 this is Mat Travieso-Diaz. Our intent was  
10 duplicating and mailing and all other things that  
11 pertain to providing a document, if it's not  
12 provided electronically.

13 JUDGE HAWKENS: So it would be all  
14 expenses.

15 MR. TRAVIESO-DIAZ: For example, if I  
16 may give an example, in the event that one of the  
17 documents that is disclosed is a 400 page manual,  
18 that is not feasible to reduce to electronic form,  
19 and somebody requests a copy of it, we would be  
20 happy to make a copy and mail it, but we'll charge  
21 for the cost of that.

22 JUDGE HAWKENS: And once again, if we're  
23 going to approve the joint motion, I want to make  
24 sure that every other party shares that  
25 understanding.

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1 MS. GOLDSTEIN: This is Mindy Goldstein  
2 for Joint Intervenors. That was our understanding.

3 MR. WHITE: It would seem possibly, if  
4 that's a huge expense, maybe the document could be  
5 made available for examination on-site or something  
6 like that. Because certainly, CASE is not in a  
7 position to put out great funds for documents like  
8 that.

9 JUDGE HAWKENS: That was Mr. White  
10 speaking?

11 MR. WHITE: Yes, I'm sorry. Barry White  
12 in Miami.

13 MR. TRAVIESO-DIAZ: Mr. Chairman, this  
14 is Mat Travieso-Diaz. Maybe I should make a  
15 clarification here. Once the document is requested,  
16 we could discuss with the party requesting it, in  
17 the event that it is not going to be feasible to  
18 provide an electronic copy, what other alternatives  
19 there are.

20 We don't have a problem with having  
21 documents be available for inspection, if that is  
22 the practical way to solve the difficulty that Mr.  
23 White referred to.

24 MR. WHITE: That's fine.

25 MR. MOULDING: This is Patrick Moulding

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1 for the NRC staff. The discussion from both Mat and  
2 Barry is consistent with the staff's understanding.

3 JUDGE HAWKENS: All right, I believe the  
4 Licensing Board understands that we will incorporate  
5 that thought in item 12 in our ultimate scheduling  
6 and case management order, and if any party ends up  
7 disagreeing with it, we'll give you the opportunity  
8 to jointly let us know how it should be rephrased.

9 Some questions going to case management.  
10 Does the applicant or the NRC staff anticipate that  
11 this case will involve sensitive or otherwise non-  
12 public information?

13 MR. TRAVIESO-DIAZ: Mr. Chairman, this  
14 is Mat Travieso-Diaz. We don't believe that, given  
15 the scope of the contentions that have been admitted  
16 now, there would be a need to have either SGI or  
17 SUNSI information being among the discoverable  
18 items.

19 If such a situation arises, we will have  
20 to resort to the procedures that are spelled out in  
21 2.336 with respect to the handling of such  
22 information.

23 JUDGE HAWKENS: All right. Thank you.  
24 This question is directed to Mr. Moulding, and  
25 interested in the projected time for the issuance of

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1 the final SER. I think the last time I looked, it  
2 was scheduled for December of 2012. Does that  
3 remain correct?

4 MR. MOULDING: That remains the public  
5 milestone, Your Honor. I think the staff  
6 anticipates that that schedule may change, but we  
7 aren't in a position at this point to identify the  
8 exact duration of that. That's basically all I can  
9 say at this point.

10 JUDGE HAWKENS: I understand. I'm just  
11 trying to get a baseline. The Final Environmental  
12 Impact Statement is currently predicted for October  
13 of 2012. Is that correct?

14 MR. MOULDING: That is still, again, the  
15 public milestone. And as with the FSER, the staff  
16 does anticipate that that schedule is likely to  
17 change.

18 JUDGE HAWKENS: All right. Among the  
19 things that will be required in our initial  
20 scheduling order and case management order will be  
21 requesting the NRC staff to provide monthly updates  
22 indicating whether you're still on track, or whether  
23 those dates have slipped.

24 Do you anticipate providing those  
25 monthly updates will pose a problem?

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1 MR. MOULDING: No, Your Honor. We'd be  
2 happy to provide those updates.

3 JUDGE HAWKENS: Okay. Thank you. This  
4 question is directed to all the parties. Do any of  
5 the parties currently anticipate submitting any  
6 types of motions in the near future?

7 MR. TRAVIESO-DIAZ: Mr Chairman, this is  
8 Mat Travieso-Diaz. It depends on how you define  
9 "near future," but for the next couple of months at  
10 least we don't anticipate submitting any motions.

11 JUDGE HAWKENS: All right. And I'm  
12 defining "near future" within the next few months.

13 MS. GOLDSTEIN: This is Mindy Goldstein  
14 for Joint Intervenors. I guess it depends on the  
15 information that's disclosed via the mandatory  
16 disclosures, if we intend to file motions modifying  
17 our contention. But short of that, we don't  
18 anticipate filing anything.

19 JUDGE HAWKENS: All right.

20 MR. WHITE: This is Barry White. I  
21 would say the same for CASE.

22 MR. TRAVIESO-DIAZ: Mr. Chairman, this  
23 is Mat Travieso-Diaz. A footnote to what I said  
24 earlier. In the event that either of the parties  
25 feels it necessary to file motions to compel

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1 discovery, that could happen at any time. But  
2 again, it's impossible to discuss that at this time.

3 JUDGE HAWKENS: Right.

4 MS. GOLDSTEIN: Correct, yes. We agree  
5 with that as well, Mat. Thanks.

6 MR. MOULDING: This is Pat Moulding for  
7 the NRC staff. We don't anticipate any motions  
8 being filed by the staff in the near future.

9 MR. GARNER: And this is Bill Garner for  
10 the Village of Pinecrest, and my response is  
11 consistent with everyone else's and the same.

12 JUDGE HAWKENS: Thank you. As the  
13 parties saw in the Licensing Board decision, we  
14 indicated that we anticipated this would go forward  
15 as a Subpart L proceeding. Do any of the parties  
16 currently anticipate requesting that it proceed  
17 otherwise?

18 MR. TRAVIESO-DIAZ: This is Mat  
19 Travieso-Diaz for the applicant. We do not.

20 MS. GOLDSTEIN: Mindy Goldstein, Joint  
21 Intervenors. We do not.

22 MR. WHITE: Barry White in Miami. I  
23 must admit, I'm not fully conversant with the  
24 implications of that, but I'll agree with Mindy at  
25 this point.

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1 JUDGE HAWKENS: All right.

2 MR. MOULDING: This is Pat Moulding for  
3 the NRC staff. Subpart L is preferable to the staff  
4 at this point.

5 MR. GARNER: Bill Garner, with the  
6 Village of Pinecrest. I understand that to some  
7 degree we take the procedures as we find them, as a  
8 non-party participant. So that's our understanding  
9 as well, too.

10 JUDGE HAWKENS: Okay, thank you. I  
11 wanted to bring to the attention of those parties  
12 who do not routinely practice before NRC Licensing  
13 Boards, but our regulation section 2.323(b) provides  
14 that motions, before they're submitted, the moving  
15 party should endeavor to touch base with the other  
16 parties, and engage in a sincere attempt to resolve  
17 the issues involved in that motion, before  
18 submitting the motion.

19 And with the motion, there should be a  
20 certified statement indicating that he or she has  
21 endeavored to touch base with the other parties and  
22 made a sincere effort to resolve the issues.

23 I wanted to just emphasize the existence  
24 of that requirement, and let the parties know that  
25 the Board will be inclined to summarily reject any

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1 motions that are not preceded by that conduct, and  
2 that do not include that certification.

3 And relatedly, I wanted to bring to the  
4 attention of parties who do not routinely practice  
5 before licensing boards section 2.338 of Board  
6 regulations, which deal with settlement and  
7 alternate dispute resolution.

8 And I just wanted to let them know that  
9 as a policy matter, the Commission does encourage  
10 ADR or settlement as an efficient and resource-  
11 saving alternative to litigation, and to that end  
12 this Board does encourage the parties to explore and  
13 discuss a fair and reasonable settlement of the  
14 issues that currently exist.

15 And if at any time during this  
16 proceeding the parties jointly are willing to  
17 request that the Board seek assistance in having a  
18 settlement judge appointed, we would be happy to  
19 facilitate the parties' efforts in that direction.

20 Those are the matters the Board wanted  
21 to discuss with the parties. I'd like to give each  
22 of the parties the opportunity to raise anything  
23 that they wish at this point, starting with the  
24 applicant.

25 MR. TRAVIESO-DIAZ: Yes, Mr. Chairman,

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1 this is Mat Travieso-Diaz. I have a question for  
2 the Board. And I haven't really discussed this with  
3 the other parties, but it will become self-evident  
4 in a second.

5 Our intention is to provide the  
6 disclosures to the parties privately by email. What  
7 is the Board's pleasure with respect to the  
8 understanding that you want to remain apprised of  
9 what's going on?

10 To give an example, in other proceedings  
11 what we have done is serve on the Board just a  
12 statement to the effect that disclosure was made,  
13 the certification by the person who vouches for the  
14 fact that discovery meets the rules, but not the  
15 discovery itself.

16 We could do that using the EIA process,  
17 if the Board wishes.

18 JUDGE HAWKENS: In other words, when you  
19 make your monthly disclosures, your monthly updates  
20 to the parties, you're suggesting that you simply  
21 notify the Board that you've complied with your  
22 disclosure requirements?

23 MR. TRAVIESO-DIAZ: That's one way we  
24 could do it. If the Board doesn't want to be  
25 bothered, we don't have to. But I think that the

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1 Board clearly doesn't want to see the disclosures  
2 themselves.

3 If we filed the entire disclosures using  
4 the EIE, you would be subjected to that. And I  
5 don't know if you want to do that or not, but I --

6 JUDGE HAWKENS: I understand. First of  
7 all, let me canvass the other parties and see if  
8 they have any disagreement with the suggestion that  
9 is on the table.

10 And once I hear from them, the Licensing  
11 Board will go off-line and off-record for a few  
12 moments to discuss it among ourselves. But before  
13 we go off-line, let me hear from the other parties,  
14 please.

15 MS. GOLDSTEIN: This is Mindy Goldstein  
16 with Joint Intervenors. That sounds great for us.  
17 We're excited to hear that email is the intended  
18 method of providing disclosed information, and we  
19 are happy to do the same: to the extent that we  
20 provide information to the other parties, we can  
21 file a notice with the Board.

22 MR. GARNER: This is Bill Garner from  
23 the Village of Pinecrest. So long as disclosures  
24 are served on all the parties and participants, we  
25 are fine with the notice being filed in the docket

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1 file.

2 MR. WHITE: This is Barry, with CASE in  
3 Miami. It was my understanding that there would be  
4 a list of documents put out, and then I assume a  
5 point where you could find them, where they would be  
6 available. Is that how it would work?

7 MR. TRAVIESO-DIAZ: Mr. Chairman, may I  
8 address that?

9 JUDGE HAWKENS: Please do.

10 MR. TRAVIESO-DIAZ: What we intended, I  
11 believe, is that the disclosures by each party will  
12 be a list of what the documents are, and a separate  
13 list of the documents that are available but are not  
14 being produced immediately because they are  
15 proprietary.

16 If anybody who looks at that list says  
17 that documents 4, 5, 6, and 24 are of interest, that  
18 party will notify the disclosing party, and request  
19 copies, or other arrangements if the documents  
20 cannot be provided electronically.

21 That's the way I intend, or I expect  
22 that we will intend to do it.

23 MR. WHITE: That's fine with CASE.

24 MR. MOULDING: This is Pat Moulding with  
25 the NRC staff. The staff's practice is typically to

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1 file our hearing file updates through the EIE  
2 system, so those would be served on all parties as  
3 well as the Board.

4 And our typical list of documents that  
5 are publically available through ADAMS, we would be  
6 identifying the ADAMS accession number for those  
7 documents so that they could be retrieved directly  
8 through the NRC ADAMS system.

9 MR. WHITE: This is Barry White in  
10 Miami. But I'm wondering, if you do that on an  
11 individual basis, will you also provide a monthly  
12 summary of documents that have been posted, or are  
13 relevant?

14 MR. MOULDING: This is Pat Moulding  
15 again. The document that would be filed as the  
16 hearing file update through the EIE would contain  
17 the list of the names of the documents, and the  
18 ADAMS accession number for those.

19 So all those documents would be  
20 identified in a list format for your -- so that you  
21 can look through those.

22 MR. WHITE: Good.

23 JUDGE HAWKENS: And I thank you, Mr.  
24 Moulding. It sounds like you would be proceeding  
25 pursuant to the normal practice. And then I think

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1 the normal practice that the Boards traditionally  
2 expect. Mr. Travieso-Diaz, if you could again  
3 summarize exactly how your practice would differ  
4 from that of the NRC staff's?

5 MR. TRAVIESO-DIAZ: Well, we would do  
6 simultaneously two things. A, we would file  
7 electronically upon the board and all the parties  
8 just a short document that certifies that  
9 disclosures were made on such and such a date.  
10 Attached to it would be an affidavit of declaration  
11 by the person overseeing the discovery, certifying  
12 that it complies with the rules.

13 Separately from that, we would serve on  
14 all parties a list, a disclosure, of what are the  
15 documents we have that are available for the parties  
16 to seek.

17 JUDGE HAWKENS: So the fact of your  
18 disclosure would be docketed in the EIE, but the  
19 list itself would just be going to the parties via  
20 email?

21 MR. TRAVIESO-DIAZ: That's what our  
22 current intent is. We are happy accommodate the  
23 Board's desires.

24 JUDGE HAWKENS: All right. Let me go  
25 off-record for a few moments, and we will announce

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1 when we're back on.

2 (Whereupon, the above-entitled  
3 teleconference went off the record at 2:28 P.M., and  
4 resumed at 2:32 P.M.)

5 JUDGE HAWKENS: Go back on the record,  
6 please. The Board has discussed the issue, and if  
7 that is the way the parties would like to proceed,  
8 that is fine with us.

9 Could I ask that counsel for the  
10 applicant summarize what they're going to do, make  
11 sure the other parties are privy to that summary, or  
12 on-board with it, and then go ahead and send a copy  
13 to our law clerk, Josh Kirstein, and we will  
14 incorporate that in the case management order.

15 MR. TRAVIESO-DIAZ: Certainly, Mr.  
16 Chairman. Let's presume that the Board will issue  
17 its order next Monday, or sometime in the next few  
18 days. Our expectation would be that the cutoff date  
19 for discovery for this initial production would be  
20 the end of this month, and we would be making the  
21 initial production on the second Friday of the  
22 following month, which will be -- let me just take a  
23 look at the calendar.

24 I believe it's going to be April 8th.  
25 And we will be doing the same thing they are after.

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1 We will collect documents as of the end of a month,  
2 and then we will make our disclosures on the second  
3 Friday of the month following.

4 JUDGE HAWKENS: All right. I believe  
5 that's what you had in your joint motion as well.

6 MR. TRAVIESO-DIAZ: I believe that's  
7 right.

8 JUDGE HAWKENS: Any other matters you  
9 wish to raise?

10 MR. TRAVIESO-DIAZ: May I inquire of the  
11 Board -- this is Mat Travieso-Diaz -- whether you,  
12 with respect to schedules for the proceeding and  
13 other matters, whether there will be a separate  
14 conference call, or a proposed order? How does the  
15 Board intend to handle that?

16 JUDGE HAWKENS: This would be a separate  
17 conference call for what?

18 MR. TRAVIESO-DIAZ: For example, there  
19 are a number of subjects that are typically  
20 addressed in the scheduling order by the Board. One  
21 is the time that there is a cutoff for motions for  
22 summary disposition, when is the hearing going to be  
23 held, what are the filings that need to be done  
24 prior to the hearing. All those kinds of things.

25 JUDGE HAWKENS: Right. This is the way

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1 the Board will handle it. This initial scheduling  
2 order will not include that at this point. I think  
3 that's premature, because we think the issuance of -  
4 - at this point -- the final SER, final EIS, will be  
5 the triggering point for those types of matters.

6 So the initial scheduling order will not  
7 go that far in the process. As we get closer to the  
8 dates for issuing of those final staff documents, we  
9 will convene another teleconference and address  
10 those matters.

11 MR. TRAVIESO-DIAZ: Thank you very much.

12 JUDGE HAWKENS: NRC staff, any items you  
13 wish to discuss?

14 MR. MOULDING: Pat Moulding for the NRC  
15 staff, Your Honor. I just wanted to quickly clarify  
16 when the parties' and the Board's expectation was  
17 for the filing of the initial disclosures.

18 I note that paragraph 10 of the proposed  
19 order indicated that the initial production would be  
20 no later than 30 days after the approval of the  
21 discovery agreement, and that the updates would be  
22 on the second Friday of every month. Can we just  
23 clarify when the anticipated initial disclosure due  
24 date would be?

25 JUDGE HAWKENS: What is your

1 recommendation, Mr. Moulding?

2 MR. MOULDING: I guess I had understood  
3 that paragraph to just be 30 days from the date of  
4 the Board's order regarding the disclosure  
5 agreement, and that subsequent updates would be as  
6 provided in the remainder of that paragraph. But if  
7 the other parties had a different understanding, I'd  
8 just like to have that clarified.

9 JUDGE HAWKENS: Well, it says "no later  
10 than 30 days." Are you saying you'd like, for  
11 example, the Board is indicating it will approve  
12 this joint motion, you're saying that your initial  
13 disclosures would not be before 30 days from today?

14 MR. MOULDING: I just wanted to clarify  
15 what the expectation was. 30 days would be, I  
16 think, preferable for the staff. But if the other  
17 parties would prefer to start with the second Friday  
18 of April, we can accommodate that.

19 JUDGE HAWKENS: Let me ask the Joint  
20 Intervenors.

21 MS. GOLDSTEIN: We would prefer the  
22 second Friday in April, but if that's not possible  
23 for the staff, we understand.

24 JUDGE HAWKENS: CASE?

25 MR. WHITE: I concur with Mindy.

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1 JUDGE HAWKENS: Village of Pinecrest?

2 MR. GARNER: We also concur with Mindy.

3 JUDGE HAWKENS: All right. Applicant,  
4 how onerous would it be for you to make your initial  
5 disclosures by the second Friday of April?

6 MR. TRAVIESO-DIAZ: I think we could  
7 make it. I suggested that as an example, or an  
8 illustration, of how we would proceed. The joint  
9 motion, it does, in fact, as Mr. Moulding indicated,  
10 call for the initial disclosures to be either 30  
11 days from the order, or such other time as the Board  
12 may designate.

13 Clearly, if it is 30 days from the  
14 order, the initial disclosure would be after April  
15 8th. But we chose April 8th as an example of how we  
16 would proceed. I think we can meet the April 8th,  
17 but we can also meet the later time.

18 JUDGE HAWKENS: Our scheduling order --  
19 I propose to do this. We will indicate that the  
20 parties will make their best efforts to have the  
21 initial disclosures out by April 8th.

22 And every subsequent disclosure -- April  
23 8th, is that the second Friday? I don't have a  
24 calendar in front of me.

25 MS. GOLDSTEIN: It is.

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1 JUDGE HAWKENS: All right. If you're  
2 unable to do that, please advise the parties, and  
3 let them know when you'll be able to get it out.  
4 But we'll target April 8th, then, for the initial  
5 disclosure.

6 MR. TRAVIESO-DIAZ: Mr. Chairman, this  
7 is Mat Travieso-Diaz. If we encounter any  
8 difficulties meeting April 8th, we will let the  
9 Board and the parties know.

10 JUDGE HAWKENS: Correct. It sounds like  
11 the parties will be accommodating, as will the  
12 Board.

13 Anything else, NRC staff?

14 MR. MOULDING: No, Your Honor. Thank  
15 you for clarifying that.

16 JUDGE HAWKENS: All right. Joint  
17 Intervenors?

18 MS. GOLDSTEIN: No, Your Honor. Thank  
19 you.

20 JUDGE HAWKENS: CASE?

21 MR. WHITE: No thank you, Your Honor.

22 JUDGE HAWKENS: And the Village of  
23 Pinecrest?

24 MR. GARNER: Nothing more, Your Honor.  
25 Thank you.

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1 JUDGE HAWKENS: All right. Thank you  
2 very much for your time. Again, I encourage you to  
3 continue cooperating to the extent practicable. And  
4 we are now off-record. Thank you very much.

5 (Whereupon, the above-entitled  
6 conference was concluded at 2:39 P.M.)  
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Docket Number: 52-040-COL & 52-041-COL  
ASLBP Number: 10-903-02-COL-BD01  
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