

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Lawrence G. McDade, Chairman
Dr. Kaye D. Lathrop
Dr. Richard E. Wardwell

In the Matter of

ENTERGY NUCLEAR OPERATIONS, INC.

(Indian Point Nuclear Generating Units 2 and 3)

Docket Nos. 50-247-LR and 50-286-LR

ASLBP No. 07-858-03-LR-BD01

May 18, 2011

NOTICE

(Setting Prehearing Teleconference)

The Board is in receipt of the April 22, 2011 Motion to Compel filed by the State of New York (New York),¹ the NRC Staff's Answer to that Motion,² documents submitted by the NRC Staff for in camera inspection pursuant to the Board's April 29, 2011 Order,³ and New York's Reply to the NRC Staff's Answer.⁴ Given the complexity of the issues and documents implicated by New York's Motion to Compel, the Board will hold a prehearing teleconference at 1:00 PM EDT on Thursday, May 19, 2011, to discuss the filings mentioned above. During this teleconference, the NRC Staff should be prepared to answer questions regarding the origin, purpose, and distribution of the documents listed in Appendices A, B, and C that were submitted with its Answer to New York's Motion, and should have those documents accessible.

¹ State of New York Motion to Compel NRC Staff to Produce Documents Relied Upon in Staff's Final Supplemental Environmental Impact Statement (Apr. 22, 2011).

² NRC Staff's Answer to the State of New York's Motion to Compel the Production of Documents (May 9, 2011).

³ Cf. Licensing Board Order (Granting NRC Staff's Unopposed Motion for Extension of Time and Providing Instructions for Submission of Documents for In Camera Inspection) (Apr. 29, 2011) at 2-3 (unpublished).

⁴ State of New York's Reply to NRC Staff's Answer to the State's Motion to Compel the Production of Documents (May 16, 2011).

No later than 5:00 PM EDT on Wednesday, May 18, 2011, a representative from New York, the NRC Staff, and any other participant in this proceeding wishing to listen to the teleconference shall contact the Board's law clerk, Joshua Kirstein, Esq., at josh.kirstein@nrc.gov to obtain the telephone number and passcode to access the teleconference. Each participant in the teleconference shall specify to Mr. Kirstein the number of telephone lines requested for the teleconference and the name of that party's counsel or representative who will be speaking on its behalf.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD⁵

/RA/

Lawrence G. McDade, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
May 18, 2011

⁵ Copies of this Order were sent this date by Internet e-mail to: (1) Counsel for the NRC Staff; (2) Counsel for Entergy Nuclear Operations, Inc.; (3) Counsel for the State of New York; (4) Counsel for Riverkeeper, Inc.; (5) Manna Jo Green, the Representative for Clearwater; (6) Counsel for the State of Connecticut; (7) Counsel for Westchester County; (8) Counsel for the Town of Cortlandt; (9) Mayor Sean Murray, the Representative for the Village of Buchanan; and (10) Michael J. Delaney, counsel for the City of New York.

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NUCLEAR REGULATORY COMMISSION

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

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB NOTICE (SETTING PREHEARING TELECONFERENCE) has been served upon the following persons by U.S. mail, first class, or through NRC internal distribution.

Office of Commission Appellate
Adjudication
Mail Stop O-7H4M
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop O-16C1
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U.S. Nuclear Regulatory Commission.
Atomic Safety and Licensing Board Panel
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Washington, DC 20555-0001

U.S. Nuclear Regulatory Commission
Office of the General Counsel
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Administrative Judge
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Docket Nos. 50-247-LR and 50-286-LR
LB NOTICE (SETTING PREHEARING TELECONFERENCE)

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[Original signed by Christine M. Pierpoint]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 18th day of May 2011