

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE COMMISSION**

In the Matter of)	
Entergy Nuclear Generation Co.)	Docket No. 50-293-LR
And Entergy Nuclear Operations, Inc.)	
(Pilgrim Nuclear Power Station))	May 19, 2011

**COMMONWEALTH OF MASSACHUSETTS MOTION TO REPLY TO ENTERGY'S
ANSWER OPPOSING COMMONWEALTH'S JOINDER IN PETITION TO
SUSPEND THE LICENSE RENEWAL PROCEEDING FOR THE PILGRIM
NUCLEAR POWER PLANT AND REQUEST FOR ADDITIONAL RELIEF**

Pursuant to 10 C.F.R. § 2.323(c), the Commonwealth of Massachusetts (Commonwealth) respectfully requests that it be allowed to submit this Reply to Entergy's Answer Opposing Commonwealth's Joinder in Petition to Suspend the License Renewal Proceeding for the Pilgrim Nuclear Power Plant and Request for Additional Relief (May 12, 2011)(Entergy's Answer) because the Commonwealth could not have reasonably anticipated the arguments submitted by Entergy Nuclear Generating Company and Entergy Nuclear Operations, Inc. (collectively Entergy) in its Answer since 1) Entergy incorrectly states the applicable law under the National Environmental Policy Act, 42 U.S.C. § 4321 (NEPA), and 2) Entergy's Answer was not authorized by the Nuclear Regulatory Commission's (Commission) April 19, 2011 order (Order).¹

¹ Scheduling Order of the Secretary Regarding Petitions to Suspend Adjudicatory, Licensing, and Rulemaking Activities (April 19, 2011). ADAMS Number ML111091156.

Therefore, consistent with 10 C.F.R. § 2.323(c), the Commonwealth respectfully requests that the Commission allow this Reply.²

Respectfully submitted,

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Certificate of Counsel

On May 17, 2011, the Commonwealth notified all parties of record that the Commonwealth intended to file a Motion to allow Reply and Reply. Counsel for Entergy has advised that he will oppose the Motion and Reply.

/s/Matthew Brock

² 10 C.F.R. § 2.323(c) provides: “The moving party has no right to reply, except as permitted by the Secretary, the Assistant Secretary, or the presiding officer. Permission may be granted only in compelling circumstances, such as where the moving party demonstrates that it could not reasonably have anticipated the arguments to which it seeks leave to reply.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Commonwealth of Massachusetts Motion to Reply to Entergy's Answer Opposing Commonwealth's Joinder in Petition to Suspend the License Renewal Proceeding For the Pilgrim Nuclear Power Plant and Request for Additional Relief in the above captioned proceeding have been served upon the following persons by electronic mail this date:

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