

RAS E585

Docket, Hearing

**From:** Karla Raimundi [karla@clearwater.org]  
**Sent:** Thursday, December 01, 2011 6:38 PM  
**To:** McDade, Lawrence; Lathrop, Kaye; Wardwell, Richard; Turk, Sherwin; Daniel E. O'Neill; Daniel Riesel; Deborah Brancato; Elise Zoli; janice.dean@ag.ny.gov; Jessica Steinberg; Joan Leary Matthews; John J. Sipos; Jonathan Rund; Kathryn M. Sutton; Martin J. O'Neill; Melissa-Jean Rotini; Michael J. Delaney; Docket, Hearing; Kirstein, Josh; Paul M. Bessette; Phillip Musegaas; Robert Snook; Sean Murray; Stephen Filler; William C. Dennis; Jones, Andrea; Roth(OGC); David; Harris; Brian; Mizuno, Beth; Newell, Brian; OCAAMAIL Resource; jlparker@gw.dec.state.ny.us  
**Subject:** Clearwater Inc.'s MANDATORY WITNESS DISCLOSURE UPDATE PURSUANT TO C.F.R. § 2.336 and LETTER, Docket Nos. 50-247-LR; 50-286-LR  
**Attachments:** COS- Dec. 1, 2011.pdf; Dec. 1, 2011 Witness Disclosure Certification.pdf; December 1, 2011-Witness Disclosure.pdf; Letter to Board Re. Spanish and Accessibility.pdf

Dear Judges and Parties,

Attached please find:

- HUDSON RIVER SLOOP CLEARWATER, INC.'S MANDATORY WITNESS DISCLOSURE UPDATE, and
- LETTER TO THE BOARD REGARDING SPANISH LANGUAGE TESTIMONY AND ACCESSIBILITY

Please contact me if you have any questions concerning this transmittal.

Sincerely,

Karla Raimundi

**Karla C. Raimundi, Esq.**  
 Environmental Justice Associate  
 Hudson River Sloop Clearwater, Inc.  
 724 Wolcott Ave., Beacon, NY 12508  
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Inspiring, educating and activating the next generation of environmental leaders!



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TEMPLATE = SEP 043

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	Docket Nos.	50-247-LR
	)		and
	)		50-286-LR
ENTERGY NUCLEAR OPERATIONS, INC.	)		
	)		
(Indian Point Nuclear Generating Units 2 and 3)	)		
	)	December 1, 2011	

HUDSON RIVER SLOOP CLEARWATER, INC.'S  
MANDATORY DISCLOSURE UPDATE PURSUANT TO 10 C.F.R. § 2.336

CLEARWATER WITNESSES

Hudson River Sloop Clearwater, Inc. (Clearwater) hereby includes a list *with the name and, if known, the address and telephone number of any person, including any expert, upon whose opinion the party bases its claims and contentions and may rely as a witness:*

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**Anthony Papa**  
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**John Simms**  
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The analyses and authorities upon which the person(s) identified above base their opinions are included in the Clearwater's initial and updated mandatory disclosures. Clearwater will continue to update its mandatory disclosures when it has identified additional analyses and authorities upon which its witnesses base their opinions.

Respectfully submitted,

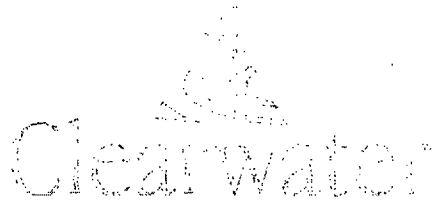
**Signed (electronically) by**

**Karla Raimundi**

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December 1, 2011



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**Karla Raimundi, Esq.**  
Environmental Justice Associate  
845-265-8080 Ext. 7159

November 30, 2011

**Re. SPANISH LANGUAGE TESTIMONY AND ACCESSIBILITY**

Dear Judges and Counsels:

We would like to inform you and the other parties of two issues. First, we intend to present a witness whose primary language is Spanish to support our environmental justice contention. Her sworn testimony will therefore be in Spanish. As far as we are aware, there are no specific rules on how to present foreign language testimony before the Board. Unless we are instructed otherwise, we will present her written sworn testimony in Spanish with a translation that a bi-lingual Spanish/English speaker will certify is a true and correct copy. We can also provide translation at the oral hearing, unless the Board or other parties would prefer another arrangement.

Second, one of our witnesses is quite elderly and frail. In addition, the oral hearing on our contention may attract the interest of mobility-impaired individuals. We therefore request that the venue for the hearing be fully accessible and ADA compliant.

Respectfully submitted,

**Signed (electronically) by**

**Karla Raimundi**

Environmental Justice Associate  
Hudson River Sloop Clearwater, Inc  
724 Wolcott Avenue  
Beacon, N.Y. 12508

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

In the Matter of	)	Docket Nos. 50-247-LR
	)	50-286-LR
ENTERGY NUCLEAR OPERATIONS, INC.	)	
	)	
(Indian Point Nuclear Generating Units 2 and 3)	)	
	)	December 1, 2011

**HUDSON RIVER SLOOP CLEARWATER, INC.'S  
MANDATORY DISCLOSURE UPDATE PURSUANT TO 10 C.F.R. § 2.336**

Pursuant to 10 C.F.R. § 2.336, as amended by the Agreement of the Parties Regarding Mandatory Discovery Disclosures dated January 13, 2009 ("Mandatory Disclosure Agreement"), Karla Raimundí hereby declares as follows:

1. I am the Environmental Justice Associate for petitioner-intervenor, Hudson River Sloop Clearwater, Inc. ("Clearwater").
2. The accompanying Witness Mandatory Disclosure Update supplements Clearwater's previous disclosures.
3. To the best of my knowledge, information and belief, Clearwater's Mandatory Witness Disclosure Update is accurate and complete, and transmits all materials required to be disclosed pursuant to 10 C.F.R. § 2.336 and the Agreement of Parties Regarding Mandatory Discovery Disclosures dated January 13, 2009 that were identified as relevant to the admitted contentions through a reasonable search of the information and documentation under the possession, control, and custody of Clearwater as of December 1, 2011.
4. I declare under penalty of perjury that the foregoing is true and correct.

Executed on December, 1 2011.

/s/ Karla Raimundí  

---

**Karla Raimundí, Esq.**  
**Hudson River Sloop Clearwater, Inc.**

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

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  December 1, 2011
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**CERTIFICATE OF SERVICE**

Petitioner certifies that on December 1, 2011 copies of

- HUDSON RIVER SLOOP CLEARWATER, INC.'S MANDATORY WITNESS DISCLOSURE UPDATE, and
- LETTER REGARDING SPANISH LANGUAGE AND ACCESSIBILITY DATED NOVEMBER 30, 2011.

in the above-captioned proceeding have been served on the following by electronic mail and U.S. mail:

Lawrence G. McDade, Chair Atomic Safety and Licensing Board Panel Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555 E-mail: <a href="mailto:Lawrence.McDade@nrc.gov">Lawrence.McDade@nrc.gov</a>	Judge Kaye D. Lathrop 190 Cedar Lane East Ridgeway, CO 81432 E-mail: <a href="mailto:Kaye.Lathrop@nrc.gov">Kaye.Lathrop@nrc.gov</a>
Richard E. Wardwell Atomic Safety and Licensing Board U.S. Nuclear Regulatory Commission Washington, D.C. 20555 E-mail: <a href="mailto:Richard.Wardwell@nrc.gov">Richard.Wardwell@nrc.gov</a>	Michael J. Delaney Department of Environmental Protection 59-17 Junction Boulevard Flushing NY 11373 E-mail: <a href="mailto:mdelaney@dep.nyc.gov">mdelaney@dep.nyc.gov</a> (718) 595-3982
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<p>Stephen C. Filler, Board Member Hudson River Sloop Clearwater, Inc. 724 Wolcott Ave Beacon, New York 12508 E-mail: <a href="mailto:sfiller@nylawline.com">sfiller@nylawline.com</a></p>	<p>Phillip Musegaas, Esq. Deborah Brancato, Esq. Riverkeeper, Inc. 20 Secor Road Ossining, NY 10562 Emails: <a href="mailto:phillip@riverkeeper.org">phillip@riverkeeper.org</a> <a href="mailto:dbrancato@riverkeeper.org">dbrancato@riverkeeper.org</a></p>
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**Signed (electronically) by Karla Raimundi**

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December 1, 2011



**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

In the Matter of )	Docket Nos. 50-247-LR
)	and
)	50-286-LR
ENTERGY NUCLEAR OPERATIONS, INC. )	
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(Indian Point Nuclear Generating Units 2 and 3) )	
)	December 1, 2011

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Petitioner certifies that on December 1, 2011 copies of

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- LETTER REGARDING SPANISH LANGUAGE AND ACCESSIBILITY DATED NOVEMBER 30, 2011.

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<p>Stephen C. Filler, Board Member Hudson River Sloop Clearwater, Inc. 724 Wolcott Ave Beacon, New York 12508 E-mail: <a href="mailto:sfiller@nylawline.com">sfiller@nylawline.com</a></p>	<p>Phillip Musegaas, Esq. Deborah Brancato, Esq. Riverkeeper, Inc. 20 Secor Road Ossining, NY 10562 Emails: <a href="mailto:phillip@riverkeeper.org">phillip@riverkeeper.org</a> <a href="mailto:dbrancato@riverkeeper.org">dbrancato@riverkeeper.org</a></p>
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**Signed (electronically) by Karla Raimundi**

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**Karla Raimundi**

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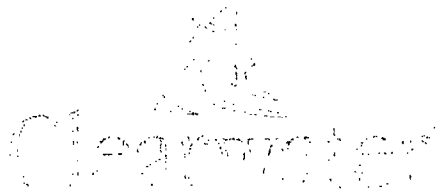
1. I am the Environmental Justice Associate for petitioner-intervenor, Hudson River Sloop Clearwater, Inc. ("Clearwater").
2. The accompanying Witness Mandatory Disclosure Update supplements Clearwater's previous disclosures.
3. To the best of my knowledge, information and belief, Clearwater's Mandatory Witness Disclosure Update is accurate and complete, and transmits all materials required to be disclosed pursuant to 10 C.F.R. § 2.336 and the Agreement of Parties Regarding Mandatory Discovery Disclosures dated January 13, 2009 that were identified as relevant to the admitted contentions through a reasonable search of the information and documentation under the possession, control, and custody of Clearwater as of December 1, 2011.
4. I declare under penalty of perjury that the foregoing is true and correct.

Executed on December, 1 2011.

/s/ Karla Raimundí  

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Karla Raimundí, Esq.  
Hudson River Sloop Clearwater, Inc.



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November 30, 2011

**Re. SPANISH LANGUAGE TESTIMONY AND ACCESSIBILITY**

Dear Judges and Counsels:

We would like to inform you and the other parties of two issues. First, we intend to present a witness whose primary language is Spanish to support our environmental justice contention. Her sworn testimony will therefore be in Spanish. As far as we are aware, there are no specific rules on how to present foreign language testimony before the Board. Unless we are instructed otherwise, we will present her written sworn testimony in Spanish with a translation that a bi-lingual Spanish/English speaker will certify is a true and correct copy. We can also provide translation at the oral hearing, unless the Board or other parties would prefer another arrangement.

Second, one of our witnesses is quite elderly and frail. In addition, the oral hearing on our contention may attract the interest of mobility-impaired individuals. We therefore request that the venue for the hearing be fully accessible and ADA compliant.

Respectfully submitted,

**Signed (electronically) by**

**Karla Raimundi**

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