



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

OFFICE OF THE
GENERAL COUNSEL

December 21, 2012

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

Dear Administrative Judges:

As discussed during the evidentiary hearings last week, the NRC Staff wishes to inform the Atomic Safety and Licensing Board ("Board") and parties that it has revised the expected issuance date for Supplement 2 to the Safety Evaluation Report ("SER Supplement 2") and the supplement (Volume 4) to the Final Supplemental Environmental Impact Statement ("FSEIS Vol. 4") related to license renewal of Indian Point Nuclear Generating Units 2 and 3. The Staff expects to issue FSEIS Vol. 4 on or before April 30, 2012, and to issue SER Supplement 2 on or before July 31, 2012.

Inasmuch as FSEIS Supplement 1 will address aquatic impacts (including impacts to endangered species), the Staff would be unable to proceed to hearing on Contention RK-EC-8 until FSEIS Vol. 4 has been issued. Further, inasmuch as SER Supplement 2 will address the Applicant's aging management program for reactor vessel internals, the Staff believes that hearings on Track 2 safety issues (Contentions NYS-25 and related portions of NYS-38/ RK-TC-5) should be deferred until SER Supplement 2 has been issued. In addition, to promote efficiency and conservation of resources, and to assure there is no overlap in the issues or testimony, the Staff believes that evidentiary hearings on the remaining Track 2 safety issues (Contentions NYS-26B/RK-TC-1B and portions of NYS-38/ RK-TC-5) should be deferred to coincide with hearings on the other Track 2 safety contentions addressed above.

Judge McDade
Judge Kennedy
Judge Wardwell

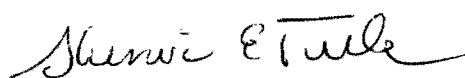
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Finally, the Staff has received a copy of Mr. Sipos' letter to the Board of earlier today, stating, in part, that the State of New York ("New York") intends to file a motion for an extension of time until March 22, 2013, for the filing of responses to the Applicant's motion for declaratory order on Coastal Zone Management Act issues. The Staff expects to join in New York's motion when it is filed, for the reasons stated in Mr. Sipos' letter.

Thank you for your consideration.

Respectfully,

A handwritten signature in cursive script, reading "Sherwin E. Turk".

Sherwin E. Turk
Counsel for NRC Staff

cc: EIE Service List