



July 1, 2013

VIA U.S. NRC EIE

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**Re: Entergy Nuclear Operations, Inc. (Indian Point Nuclear Generating Units 2 and 3),
Docket Nos. 50-247-LR, 50-286-LR**

Dear Administrative Judges:

In accordance with the ASLB's directive during the teleconference call held on June 10, 2013¹ and the ASLB's June 10, 2013 Order,² in the above-referenced proceeding, Riverkeeper writes to inform the ASLB of Riverkeeper's position relating to the amount of time that may be necessary in order to file motions for new or amended contentions based upon the issuance of NRC Staff's supplement to the Indian Point Final Supplemental Environmental Impact Statement ("FSEIS"), which was provided to the parties on or about June 21, 2013.

Riverkeeper has conducted an initial review of NRC Staff's FSEIS supplement, and has preliminarily determined to file a motion seeking an amendment to Riverkeeper Contention EC-8, which pertains to the sufficiency of NRC Staff's analysis of the impact of Indian Point on endangered species. Riverkeeper respectfully submits that, due to the significant nature of the

¹ Transcript of June 10, 2013 Teleconference at 4539 ("But what I would ask is for both New York and Riverkeeper within 10 days after the issuance of the supplement to the Environmental Impact Statement, if you notify the Board and the parties of a proposed schedule").

² In the Matter of Entergy Nuclear Operations, Inc. (Indian Point Nuclear Generating Units 2 and 3), Docket Nos. 50-0247-LR and 50-286-LR, ASLBP No. 07-858-03-LR-BD01, Order (Granting New York's Motions, Denying Clearwater's Motion, and Denying CZMA Motions) (June 12, 2013) ("Finally, the parties have 10 days after the publication of the forthcoming FSEIS to inform the Board whether 30 days will be sufficient time to file motions for new and amended contentions" (footnotes omitted)).

NRC Staff's FSEIS supplement, as evidenced by the lengthy amount of time NRC Staff invested in the production of the FSEIS supplement, as well as preexisting summer vacation schedules, 30 days may not be an adequate amount of time to file the contemplated amended contention, and that 45 days is a more appropriate timeframe to do so. Riverkeeper submits that a 45-day period of time to file a motion to amend Riverkeeper Contention RK-EC-8 is not likely to have a material effect on the timing of the overall proceeding, in light of the unresolved status of several outstanding contentions.

Please do not hesitate to contact us with any questions concerning this transmittal.

Respectfully submitted,

Signed electronically by Deborah Brancato

Deborah Brancato

Staff Attorney

Signed electronically by Phillip Musegaas

Phillip Musegaas, Esq.

Hudson River Program Director

cc: Indian Point Service List via NRC EIE

UNITED STATES OF AMERICA
 NUCLEAR REGULATORY COMMISSION
 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 July 1, 2013
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CERTIFICATE OF SERVICE

I certify that on July 1, 2013, copies of Riverkeeper’s letter to the ASLB regarding the proposed timing of amended contentions based upon the NRC Staff’s Indian Point FSEIS Supplement, were served on the following by NRC’s Electronic Information Exchange:

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Signed (electronically) by Deborah Brancato
Deborah Brancato

July 1, 2013