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June 3, 2013

5/7/2013
78 FR 26662

134

Cindy Bladey
Chief, Rules, Announcements, and Directives Branch (RADB)
Office of Administration
TWB-05-B01
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

RE: Docket ID NRC-2013-0063
Entergy Nuclear Operations Inc.,
Indian Point Nuclear Generating Unit 3

RECEIVED

2013 JUN 28 AM 9:46

RULES AND DIRECTIVES
BRANCH
USNRC

Dear Ms Bladey:

The fire safety exemption should not be granted.

- NRC violates the Appendix R Defense in Depth by considering this fire safety exemption**
- NRC produced unlawful Environmental Assessment (EA) and Finding Of No Significant Impact (FONSI) analysis**
- NRC must comply with NEPA requirements regarding foreseeable terrorist acts**

The Environmental Assessment and Finding Of No Significant Impact are completely silent about the ways in which the exemption makes a terrorist attack more likely and make the consequences of a terrorist attack much worse. THE EXEMPTION'S RELIANCE ON MANUAL FIRE SUPPRESSION AND ADMINISTRATIVE CONTROLS WILL MAKE A TERRORIST ATTACK MORE LIKELY AND MORE DESTRUCTIVE.

When it originally approved the exemption in 2007 the NRC considered only 11 documents in its possession that analyze its

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Add = D. Pickett (dvp1)

safety and health impacts. There are dozens and dozens of other such documents that show how dangerous and unnecessary the exemption is. THE NRC MUST CONSIDER ALL THE EVIDENCE AND DOCUMENTS IT HAS THAT RAISE QUESTIONS ABOUT OR SHOW THE EXEMPTION IS DANGEROUS.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Fishman', with a stylized, cursive script.

Robert L. Fishman