



OFFICE OF THE
GENERAL COUNSEL

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

July 19, 2013

Lawrence G. McDade, Chair
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555

Dr. Michael F. Kennedy
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
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Dr. Richard E. Wardwell
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Mail Stop: T-3 F23
Washington, D.C. 20555

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:

Enclosed for your information is a copy of a letter from Mary A. Colligan, Assistant Regional Administrator for Protected Resources, Northeast Region, National Marine Fisheries Service ("NMFS"), to John W. Lubinski (NRC), dated July 18, 2013. The letter has been placed in the NRC's Agencywide Documents Access and Management System ("ADAMS") and should be available at ADAMS Accession No. ML13200A094.

The enclosed letter concerns the NRC Staff's recent Supplement (Volume 4) to the Final Supplemental Environmental Impact Statement ("FSEIS") for license renewal of Indian Point Units 2 and 3, and may be relevant to the Applicant's pending motion to dismiss Riverkeeper Contention RK-EC-8 (Endangered and Threatened Species) as moot, filed on July 17, 2013.

Sincerely,

A handwritten signature in red ink that reads "Sherwin E. Turk".

Sherwin E. Turk
Counsel for NRC Staff

cc w/Encl.: EIE Service List



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
NORTHEAST REGION
55 Great Republic Drive
Gloucester, MA 01930-2276

JUL 18 2013

John W. Lubinski
Division of License Renewal
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
11555 Rockville Pike
Rockville, MD 20852-2738

Dear Mr. Lubinski,

This responds to your final supplemental report to your June 2013, plant-specific Supplement 38 to NUREG-1437, "Generic Environmental Impact Statement for License Renewal of Nuclear Plants" (GEIS), regarding the license renewal of Indian Point Nuclear Generating Unit Nos. 2 and 3 (IP2 and IP3). This is a supplement to the FSEIS you published in December 2010.

We have reviewed the document and have no substantive comments. The description of the information that has become available since the FSEIS was published is consistent with our understanding of the available information. Also, the description of the Endangered Species Act section 7 consultation that was completed in January 2013 appears complete and accurate. As you know, we continue to work with NRC staff as Entergy develops a monitoring plan for impingement of shortnose and Atlantic sturgeon as required by the Incidental Take Statement issued as part of our January 30, 2013, Biological Opinion.

We look forward to continuing to work with your staff on matters related to the continued operation of IP2 and IP3. Please contact Julie Crocker in our Protected Resources Division if you have any questions regarding this letter (978-282-8480 or Julie.Crocker@noaa.gov).

Sincerely,

Mary A. Colligan
Assistant Regional Administrator
for Protected Resources



EC: Williams, GCNE
Grange, Logan, Moser – NRC
Crocker, F/NER3
Boelke, F/NER4
Nieder, NYDEC

File Code: Sec 7 NRC Indian Point Nuclear Plant Relicensing
PCTS: NER-2012-619


UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

CERTIFICATE OF SERVICE

Pursuant to 10 C.F.R § 2.305 (as revised), I hereby certify that copies of the foregoing "LETTER FROM SHERWIN E. TURK TO THE ATOMIC SAFETY AND LICENSING BOARD," dated July 19, 2013, together with letter enclosed therewith, have been served upon the Electronic Information Exchange (the NRC's E-Filing System), in the above-captioned proceeding, this 19th day of July, 2013.



Sherwin E. Turk
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