

Attachment 2

to

**NRC Staff's Answer to
Entergy's Motion to Dismiss Contention RK-EC-8
(Endangered and Threatened Species) as Moot (Aug. 6, 2013)**

**Letter from Mary A. Colligan (NMFS) to John W. Lubinski (NRC)
(July 18, 2013)**



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
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