

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

E. Roy Hawkens, Chairman  
Dr. Michael F. Kennedy  
Dr. Richard E. Wardwell

In the Matter of

ENTERGY NUCLEAR VERMONT YANKEE,  
LLC, AND ENTERGY NUCLEAR  
OPERATIONS, INC.

(Vermont Yankee Nuclear Power Station)

Docket No. 50-271-LA

ASLBP No. 15-934-01-LA-BD01

January 13, 2015

NOTICE

(Notice Pursuant to 10 C.F.R. § 2.309(j))

The Vermont Department of Public Service, on behalf of the State of Vermont, has petitioned for an evidentiary hearing to challenge a proposal by Entergy Nuclear Vermont Yankee, LLC and Entergy Nuclear Operations, Inc. to amend the Site Emergency Plan for Vermont Yankee Nuclear Power Station.<sup>1</sup> Both the licensee and the NRC Staff oppose the petition to intervene and request for a hearing.<sup>2</sup>

---

<sup>1</sup> Vermont Department of Public Service Notice of Intention to Participate, Petition to Intervene, and Hearing Request (Sept. 22, 2014); see Biweekly Notice; Applications and Amendments to Facility Operating Licenses and Combined Licenses Involving No Significant Hazards Considerations, 79 Fed. Reg. 42,539, 42,540–42, 42,546 (July 22, 2014).

<sup>2</sup> Entergy's Answer Opposing the State of Vermont's Notice of Intention to Participate, Petition to Intervene and Hearing Request (Oct. 20, 2014); NRC Staff Answer to Vermont Department of Public Service Notice of Intention to Participate, Petition to Intervene, and Hearing Request (Oct. 20, 2014); see also State of Vermont's Reply to NRC Staff and Entergy Answers to the State of Vermont's Notice of Intention to Participate, Petition to Intervene, and Hearing Request (Oct. 31, 2014).

The Board held telephonic oral argument regarding contention admissibility on December 1, 2014.<sup>3</sup> Accordingly, the Board's decision granting or denying the petition to intervene and request for a hearing is due Thursday, January 15, 2015.<sup>4</sup> The Board hereby provides notice pursuant to 10 C.F.R. § 2.309(j) that it anticipates issuing a decision on the petition to intervene and request for a hearing on or before January 30, 2015.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

*/RA/*

---

E. Roy Hawkens, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
January 13, 2015

---

<sup>3</sup> Transcript of Oral Argument in the Matter of Vermont Yankee Nuclear Power Station (Dec. 1, 2014) (ADAMS Accession No. ML14337A666).

<sup>4</sup> See 10 C.F.R. § 2.309(j).

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
)  
ENTERGY NUCLEAR VERMONT YANKEE, LLC ) Docket No. 50-271-LA  
AND ENTERGY NUCLEAR OPERATIONS, INC. )  
)  
(Vermont Yankee Nuclear Power Station) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **NOTICE (Notice Pursuant to 10 C.F.R. § 2.309(j))** have been served upon the following persons by the Electronic Information Exchange.

U.S. Nuclear Regulatory Commission  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3 F23  
Washington, DC 20555-0001

E. Roy Hawkens, Chairman  
[Roy.Hawkens@nrc.gov](mailto:Roy.Hawkens@nrc.gov)

Dr. Michael F. Kennedy  
[Michael.Kennedy@nrc.gov](mailto:Michael.Kennedy@nrc.gov)

Dr. Richard E. Wardwell  
[Richard.Wardwell@nrc.gov](mailto:Richard.Wardwell@nrc.gov)

Nicole Pepperl, Law Clerk  
[Nicole.Pepperl@nrc.gov](mailto:Nicole.Pepperl@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of Commission Appellate  
Adjudication  
Mail Stop: O-7H4M  
Washington, DC 20555-0001  
[ocaamail@nrc.gov](mailto:ocaamail@nrc.gov)

U.S. Nuclear Regulatory Commission  
Office of the General Counsel  
Mail Stop: O15D21  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
Beth Mizuno, Esq.  
Jeremy Wachutka, Esq.  
Brian Harris, Esq.  
Edward Williamson, Esq.  
John Tibbetts, Paralegal  
[beth.mizuno@nrc.gov](mailto:beth.mizuno@nrc.gov)  
[jeremy.wachutka@nrc.gov](mailto:jeremy.wachutka@nrc.gov)  
[brian.harris@nrc.gov](mailto:brian.harris@nrc.gov)  
[edward.williamson@nrc.gov](mailto:edward.williamson@nrc.gov)  
[john.tibbetts@nrc.gov](mailto:john.tibbetts@nrc.gov)

Vermont Department of Public Service  
112 State Street – Drawer 20  
Montpelier, VT 05620-2601  
Aaron Kisicki, Esq.  
[aaron.kisicki@state.vt.us](mailto:aaron.kisicki@state.vt.us)

DOCKET NO. 50-271-LA

**NOTICE (Notice Pursuant to 10 C.F.R. § 2.309(j))**

U.S. Nuclear Regulatory Commission  
Office of the Secretary of the Commission  
Mail Stop: O-16C1  
Washington, DC 20555-0001  
Hearing Docket  
[hearingdocket@nrc.gov](mailto:hearingdocket@nrc.gov)

Entergy Services, Inc.  
101 Constitution Ave., NW  
Washington, DC 200012133  
Susan Raimo, Esq.  
[sraimo@entergy.com](mailto:sraimo@entergy.com)

[Original signed by Brian Newell ]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 13<sup>th</sup> day of January, 2015