

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

Before Administrative Judges:

E. Roy Hawkens, Chairman  
Dr. Gary S. Arnold  
Dr. Sue H. Abreu

In the Matter of

ENTERGY NUCLEAR OPERATIONS, INC.

(Indian Point Nuclear Generating Station, Unit  
2)

Docket No. 50-247-LA

ASLBP No. 15-942-06-LA-BD01

July 6, 2015

NOTICE AND ORDER

(Scheduling and Providing Instructions for Oral Argument)

On May 18, 2015, the State of New York petitioned to intervene in this proceeding concerning an operating license amendment request (LAR) submitted by Entergy Nuclear Operations, Inc. (Entergy) for Indian Point Unit 2.<sup>1</sup> New York proffered two contentions.<sup>2</sup>

Because oral argument will assist the Board in determining the admissibility of New York's contentions, oral argument will be held on July 30, 2015 at 1:00 PM EDT, in the Atomic Safety and Licensing Board Panel's Hearing Room, located in the Nuclear Regulatory Commission's Headquarters at 11555 Rockville Pike, Rockville, Maryland 20852.<sup>3</sup> All participants, as well as members of the public who wish to observe, should arrive at least 15

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<sup>1</sup> See State of New York Petition to Intervene and Request for Hearing (May 18, 2015) [hereinafter New York Petition]; see also Entergy's Answer Opposing State of New York's Petition to Intervene and Request for Hearing (June 12, 2015); NRC Staff's Answer to "State of New York Petition to Intervene and Request for Hearing" (June 12, 2015); State of New York Reply in Support of Petition to Intervene and Request for Hearing (June 19, 2015).

<sup>2</sup> New York Petition at 5, 20.

<sup>3</sup> On July 1, 2015, the Board held a prehearing telephone conference with the parties to determine their availability for an oral argument. See Licensing Board Order (Scheduling Teleconference Call) (June 26, 2015) (unpublished).

minutes early to pass through security at One White Flint North and proceed to the Hearing Room, located on the third floor of Two White Flint North.

The Board will hear argument in the following order: (1) New York; (2) Entergy; and (3) the NRC Staff. New York will have one hour of argument time. Entergy and the NRC Staff will each have 45 minutes of argument time. New York may elect to reserve a portion of its allotted argument time for rebuttal. No other rebuttal will be permitted.

Participants should be prepared to answer the Board's questions concerning the following, non-exclusive, list of topics.

- Risk assessment methodologies
- Determination of "significant" vs. "small" risk
- Relevance of seismic hazard analysis
- The on-going harm and or risk alleged from the operating history of the primary reactor containment of Indian Point Unit 2
- The Integrated Leak Rate Test acceptance criteria
- Monitoring of inaccessible degradation-susceptible areas

On or before July 23, 2015, New York, Entergy, and the NRC Staff shall provide by email to the Board and service list the name of counsel who will present oral argument. No witnesses, other representatives of the parties, or members of the public will be heard during the argument.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

**/RA/**

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E. Roy Hawkens, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
July 6, 2015

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
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ENTERGY NUCLEAR OPERATIONS, INC. ) Docket Nos. 50-247-LA  
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(Indian Point Nuclear Generating )  
Station, Unit 2) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **NOTICE AND ORDER (Scheduling and Providing Instructions for Oral Argument)** have been served upon the following persons by Electronic Information Exchange.

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Docket No. 50-247-LA

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[Original signed by Clara Sola]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 6<sup>th</sup> day of July, 2015