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 RE Pilgrim Nuclear Power Station

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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10 CFR 2.206 PETITION REVIEW BOARD (PRB)

CONFERENCE CALL

RE

PILGRIM NUCLEAR POWER STATION

+ + + + +

THURSDAY

JULY 9, 2015

+ + + + +

The conference call was held, Scott A. Morris, Chairperson of the Petition Review Board, presiding.

PETITIONERS:

REBECCA CHIN, Town of Duxbury Nuclear Advisory
Committee

MARY LAMPERT, Pilgrim Watch

BILL MAURER, Cape Downwinders

DIANE TURCO, Cape Downwinders

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PETITION REVIEW BOARD MEMBERS

SCOTT A. MORRIS, Director

Division of Inspection and Regional
Support, Office of Nuclear Reactor
Regulation

RICHARD GUZMAN, Petition Manager for 2.206
Petition

TANYA MENSAH, Petition Review Board
Coordinator

EMILY MONTEITH, Office of General Counsel

RAY MCKINLEY, Branch Chief, Division of
Reactor Projects, Region I

DOUG TIFFT, State Liaison Officer, Region I

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Advisory Committee

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P R O C E E D I N G S

2:04 p.m.

1
2
3 MR. GUZMAN: Good afternoon. This is Rich
4 Guzman, Project Manager in the Office of Nuclear Reactor
5 Regulation. I'd like to thank everyone for attending
6 this meeting.

7 The purpose of today's teleconference is to
8 allow the Petitioners representing Pilgrim Watch, Cape
9 Downwinders and the Nuclear Advisory Committee to
10 address the Petition Board regarding the future of its
11 petition dated June 11th, 2015, regarding radiological
12 merchant response and test measures at Pilgrim Nuclear
13 Power Station.

14 I'm the Petition Manager for this petition.
15 The PRB Chairman is Scott Morris.

16 The meeting is scheduled from 2:00 p.m. to
17 3:00 p.m. Eastern Time. The meeting is being recorded
18 by the NRC Operations Center and will be transcribed by
19 a Court Reporter. The transcript will become a
20 supplement to the petition and will also be made
21 publicly available in ADAMS.

22 I'd like to open the teleconference with
23 introductions. We will go around the room and the
24 bridge line please be sure to clearly state your name,
25 your position and your office or organization for the

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1 record. I'll go ahead and start.

2 Again, Rich Guzman, Project Manager in NRR.

3 MR. MORRIS: Scott Morris, NRR.

4 MS. MONTEITH: Emily Monteith, Office of the
5 General Counsel.

6 MS. MENSAH: Tanya Mensah, Division of
7 Policy and Rulemaking, NRR.

8 MR. GUZMAN: That completes introductions
9 here at NRC Headquarters.

10 Okay. Are there any NRC participants from
11 the regional office.

12 MS. McNAMARA: Nancy McNamara, Region I,
13 State Liaison Officer.

14 MR. TIFFT: Doug Tifft, Region I State
15 Liaison Officer.

16 MR. MCKINLEY: Ray McKinley. I'm the
17 Division of Reactor Projects Branch Chief for Pilgrim.

18 MR. GUZMAN: Okay. And are there any
19 representatives on the line for Entergy, the Licensee
20 for Pilgrim?

21 And for the record, would the Petitioners
22 please introduce yourselves.

23 MS. LAMPERT: Mary Lampert, Pilgrim Watch
24 Director.

25 MS. CHIN: Rebecca Chin, Co-Chairman of the

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1 Nuclear Advisory Committee for the Town of Duxbury.

2 MS. TURCO: Diane Turco, Cape Downwinders.

3 MR. MAURER: Bill Maurer, Cape Downwinders,
4 Falmouth, Mass.

5 MR. GUZMAN: Okay. It is not required for
6 members of the public to introduce themselves on this
7 call but if there are any members of the public on the
8 phone that wish to be heard at this time please state
9 your name for the record.

10 And for our Court Reporter, would you also
11 please state your name?

12 COURT REPORTER: Toby Walter, Neal Gross.

13 MR. GUZMAN: Okay. I'd like to ask the
14 parties that we each need to speak loudly and clearly
15 so that the Court Reporter can accurately transcribe
16 this meeting. Also, if you do have something that you'd
17 like to say then please first state your name for the
18 record.

19 For those dialing into the teleconference
20 please remember to mute your phone and minimize any
21 background noise or distraction. If you don't have a
22 mute button it can be done by pressing the key *6 and
23 then to unmute press the *6 key again. Thanks.

24 And at this time, I'll turn it over the
25 Scott Morris, Petition Review Board Chairman.

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1 MR. MORRIS: Good afternoon. I'm Scott
2 Morris. I'm the Director of the Division of Inspection
3 and Regional Support here at NRC Headquarters in the
4 Office of Nuclear Reactor Regulation.

5 I obviously welcome you to this meeting
6 regarding the 2.206 submitted by Pilgrim Watch of Cape
7 Downwinders in the town of Duxbury Nuclear Advisory
8 Committee.

9 Just share a little bit of background on our
10 process first and foremost. As you know or likely know,
11 Section 2.206 of Title 10 of the Code of Federal
12 Regulations describes this petition process which is
13 really the primary mechanism for members of the public
14 to request enforcement action by the NRC in a public
15 process and this process obviously permits anyone
16 petitioning the NRC to take any enforcement-type action
17 related to the licensees that the NRC regulates or in
18 any associated license activity. So, depending on the
19 results of our evaluation, we can ultimately modify,
20 suspend or revoke any NRC issued license or take any
21 other appropriate enforcement action to resolve a
22 problem.

23 The NRC's guidance for how we work this
24 process, particular petition request is in our own
25 internal management directive 8.11 and if you're

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1 interested that's a publicly available document on our
2 external safety website.

3 So, the purpose of today's teleconference
4 obviously is to give the Petitioners an opportunity to
5 provide any additional explanation or support for the
6 filing that was made before this Board of which I'm the
7 Chairman, you know, does any real initial consideration
8 in ultimately making a recommendation with regard to how
9 to disposition the request.

10 This meeting is not a hearing. It's not an
11 opportunity to, you know, question the Petition Review
12 Board members or, you know, really look at the merits
13 of any of the issues in the request for us, we're not
14 going to do that. We're just collecting information at
15 this point. We're not making decisions during this
16 conference. So, really it's an opportunity for the
17 petitioners to share additional information. And
18 obviously following this teleconference, you know,
19 myself and members of the Board will conduct our
20 internal deliberations and the outcome of this meeting
21 will be discussed with the petitioners.

22 Typically, the PRB, Petition Review Board,
23 consists of a chairman and in this case myself and I am
24 a senior executive here at the NRC. I've been with the
25 agency for almost 23 years. I've spent a lot of time

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1 in the field as an inspector, senior resident inspector
2 at two different power plants and I've worked in
3 multiple offices here at NRC so I've got a lot of
4 experience with not only this process but a variety of
5 other licensing and oversight and enforcement
6 activities. And I've been a Petition Manager in the
7 past so I've got a lot of familiarity with this.

8 In addition, the Board has a Petition
9 Manager which in this case is as Rich has already
10 mentioned himself and the PRB Coordinator. Now, who is
11 that? Tanya Mensah is our PRB Coordinator.

12 MS. LAMPERT: Could you speak up. It seems
13 that the people sitting around, Scott, are not speaking
14 loudly. We could not even hear their introductions.

15 MR. MORRIS: Okay. That was Tanya Mensah
16 and she's a Branch Chief in -- she is the Petition Review
17 Board Coordinator. So, there's a Chairman, a Petition
18 Manager and a Coordinator and there's other members of
19 the Board based on whatever happens to be the content.
20 So, in this case we also have The Office of the General
21 Counsel and obviously the regional office. Region I.

22 So, anyway, just to close up on the process,
23 as the Petitioners provide information on the call day
24 it's likely or it's a good possibility that the NRC staff
25 will ask clarifying questions simply to better

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1 understand the information that you're sharing to help
2 us make a reasonable decision on whether to accept or
3 reject the request under the 2.206 process.

4 I don't believe anyone from the Licensee is
5 on this call but if they happen to join us later they'll
6 have an opportunity to ask questions to clarify the
7 issues raised by the Petitioners as well.

8 So, as I understand it and just a brief summary
9 of my understanding of the scope of the Petition which
10 is under consideration is that on June 11th of this year
11 the Petitioners submitted a 2.206 petition regarding
12 some concerns with the adequacy of the Emergency
13 Response Plan and the associated protected measures at
14 the nuclear power station.

15 In the request the Petitioners asked that
16 the NRC take appropriate enforcement related actions
17 relative to the Pilgrim Operating License to insure
18 there's reasonable assurance of adequate protective
19 measures that can and will be taken in the event of a
20 radiological emergency at the Pilgrim Station.

21 Additionally, petitioners requested that
22 the NRC reevaluate the adequacy of the Pilgrim Emergency
23 Plan, investigate actions of the Federal and State
24 emergency management agencies involved in which my
25 understanding is the Petitioners believe some false

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1 information was provided to the NRC relative to the
2 evacuation with respect to the recent winter Storm Juno.
3 I guess that was in January. And amend the recently
4 issued NRC inspection report, the content to be included
5 into that report.

6 So, before I turn it over to Mary and
7 others, just remind you all that when you're speaking
8 please identify yourself before you speak to that will
9 help us with preparing the meeting transcript. That
10 will help the meeting transcribers get the transcript
11 of this conversation correct because it will be a
12 publicly available document among other things.

13 And because it's a public meeting today I'd
14 like to remind all participants to refrain from
15 discussing any sensitive or proprietary information
16 during the call.

17 So, I'll turn it over to you, Mary and
18 others and allow you to provide any additional
19 explanation or support that you believe that we should
20 consider as part of the Petition.

21 MS. LAMPERT: Okay. Mary Lampert, Pilgrim
22 Watch.

23 Clearly, NRC's mission is to protect public
24 health and safety and part of this is to insure there
25 are adequate protective actions in place which was not

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1 the case in January 2015.

2 A March 30 email from NRC's Cheryl Khan that
3 we have copied in the Petition said that NRC relies on
4 FEMA in agreement with the State to provide a reasonable
5 assurance finding that the State's plan including the
6 availability of evacuation routes is adequate for
7 protecting public health and safety.

8 He went on to say during the recent
9 Massachusetts snow storm the NRC was in continuous
10 contact with FEMA and MEMA in consultation with the town
11 emergency management agencies within the 10-mile EPZ.
12 The state and FEMA provided the NRC a reasonable
13 assurance finding that the State was capable of
14 implementing their emergency plan. But there's more to
15 the story than that.

16 10 CFR 50.54(f)(2)(ii) requires that "If
17 the NRC finds that the State, the emergency
18 preparedness, does not provide reasonable assurance
19 that adequate protective measures can and will be taken
20 in the event of a radiological emergency, the Commission
21 will determine whether the reactor shall be shut down
22 until such deficiencies are remedied or whether other
23 enforcement action is appropriate. In both cases, the
24 NRC will base its findings on a review of the Federal
25 Emergency Management Agency findings and

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1 determinations as to whether state and local emergency
2 plans are adequate and capable of being implemented."

3 The key words here are "NRC will base its
4 findings on a review." In other words, not as Cheryl
5 Khan implied that the NRC will accept whatever FEMA's
6 findings are, no, the responsibility is to review the
7 findings and make sure that they make sense, that they
8 are adequate that in fact public health and safety can
9 reasonably be assured by having the capability for a
10 timely evacuation. We have shown that there was no
11 evacuation that was possible. There was no contact
12 made as said with the Emergency Management Director of
13 the town of Duxbury, for example. It was obvious that
14 FEMA's findings were not true. We showed that. And
15 don't tell us that the NRC did not know that during the
16 pre-Juno Storm and during the storm itself.

17 Pilgrim has NRC resident inspectors. Number
18 one, Region I keeps tabs on weather forecasts to assure
19 the licensee is doing what they should do and following
20 precautionary instructions. So no one in the NRC
21 didn't know what was going on. NRC cannot get off the
22 hook by passing it off to the absurd report from FEMA
23 and MEMA.

24 The Petition Review Board must recognize
25 this and if they don't to explain with facts, not

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1 platitude, in a decision why what facts we presented
2 were incorrect. How you would know whether emergency
3 plan could be followed, whether the public could be
4 evacuated. Do you have any facts to contradict what the
5 Emergency Management Director in the town of Duxbury had
6 to say?

7 MR. MORRIS: Are you asking me a question
8 because --

9 MS. LAMPERT: No, I know you can't answer
10 the question. I'm just making the point --

11 MR. MORRIS: Yes, I mean I think -- I'll just
12 point out --

13 MS. LAMPERT: I know that. I'm making --

14 MR. MORRIS: Mary, Mary, Scott Morris here.
15 I just want to point out that the people in this room
16 are, I mean, I have absolutely zero -- I'm completely
17 objective because I didn't know -- I haven't even looked
18 at the facts of this case until this Petition came in
19 so I haven't been associated with it. So, I'll leave
20 it at that.

21 MS. LAMPERT: No, I'm accusing NRC in a
22 larger term, not you --

23 MR. MORRIS: Okay.

24 MS. LAMPERT: -- as an NRC person. But
25 this will lead up to the fact that we are tired of

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1 Petition Review Board previous decisions that provide
2 platitute and no rebuttal of the facts that are
3 presented. And so this is something that we are hoping
4 that this Petition Review Board will act differently.
5 But to go on we showed that the governor said and this
6 is important at MEMA Headquarters with MEMA standing
7 beside the governor. This was televised. This was on
8 radio, the speech, etcetera, etcetera. "White-out
9 conditions and treacherous roads will make driving
10 anywhere extremely dangerous. I repeat, driving will
11 be virtually impossible in many areas for extended
12 periods starting late tonight while the reactor was
13 operating and through much of tomorrow." The Governor,
14 "I can't stress this hard enough, please stay off the
15 roads. Everyone should expect impassable roads across
16 the state. We are also preparing for major coastal
17 flooding along our entire coastline. High tide is
18 inconveniently coming at about 4:00 a.m. in most places
19 and will be right at the peak of the storm and threat
20 of coastal flooding is very real. We can see damage to
21 coastal roads as well. It's extremely important that
22 everyone stays off the roads. We declare the state of
23 emergency effective immediately." Then we showed an
24 interview on television with MEMA saying the same thing.
25 Is this the very same MEMA that assured that evacuation

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1 was possible?

2 Again, it was televised widely. We then
3 asked our Emergency Management Director, gee, NRC,
4 Cheryl Khan, says that MEMA was in contact with
5 Emergency Management Director to get assurance that
6 evacuation was possible. And he replied, no. And we
7 provided the email, no. No one contacted me. And if
8 they had contacted me I would have said that the town
9 would not be capable in days to evacuate. However, we
10 see a different story provided to us by NRC. Somebody
11 is not telling the truth.

12 What does this lead us? Where does it lead
13 the Petition Review Board what has to be done? You
14 summarize. Require NRC to send a team up here as they
15 did in the early '90s when Commissioner Carr was chair
16 to determine if, in fact, emergency response is
17 adequate.

18 It is clear that FEMA and MEMA's
19 assessments have shown to be untrustworthy. There is
20 no basis no assume that we or the NRC can rely on their
21 assurances that they have previously provided. As a
22 footnote I will say, the town of Duxbury when asked
23 annual whether they approved the town's Pilgrim
24 Radiological Emergency Plan and Procedures has
25 resoundingly said, no. However, it would appear that

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1 MEMA and FEMA disregards that and say, yes. Therefore,
2 FEMA and MEMA having been caught with their hand in the
3 cookie jar not telling the truth it would then be
4 incumbent upon NRC to come up and look for themselves
5 because the buck stops with the NRC.

6 Second, we would ask that you do an
7 investigation of FEMA and MEMA and I am assuming that
8 NRC's Cheryl Khan was telling the truth but to get at
9 the bottom and take appropriate action for those
10 responsible for not telling the truth.

11 Third, require that the NRC we ask to amend
12 Pilgrim's operating license so that Pilgrim would be
13 required, not simply volunteer, as they did in the next
14 storm, Neptune, for a precautioning shutdown when
15 severe weather conditions are forecast or present,
16 obviously, spelling out parameters. This is
17 particularly important at Pilgrim because Pilgrim faces
18 northeast. The most severe storms that we can get here
19 come from the northeast, northeasters. As important,
20 the switch yard faces northeast at sea level with fills
21 on either side channeling the wind, the spray into the
22 switch yard and Bill Maurer can talk about that bringing
23 about loss of outside power. Last, require that
24 NRC amend its May 27th inspection report to explicitly
25 state that during Juno there was no reasonable assurance

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1 that the state was capable of implementing their
2 emergency plan including evacuation. That should not
3 go unnoticed because it's a serious finding. And to say
4 it again, we request that the PRB this time provided a
5 detailed response if, in fact, the petition is not
6 accepted.

7 I'll state again which I have since 2012
8 when Judge Rosenthal pointed out with one possible
9 exception the NRC has not granted a Section 2.206
10 petitioner with substantive relief if sought for at
11 least 37 years. We would then bring it up to 40 years.

12 He said further that, "Where truly
13 substantive relief is being sought, i.e., some
14 affirmative administrative action taken with respect to
15 the licensee or license there should be no room for a
16 belief on the requested part that the pursuit of that
17 course is either being encouraged by commission
18 officials then or has a fair chance of success. That
19 is a very disturbing record. It is disturbing also that
20 the game is rigged because we cannot appeal the
21 decisions and it's becoming increasingly disturbing
22 because PRB decisions are nothing but platitudes of late
23 with no substantive facts or demonstrations of why the
24 petitioners facts were disregarded or not considered.

25 And so I'll turn it over to others on the

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1 call. Thank you very much.

2 MR. MORRIS: All right. Thank you, Mary.
3 This is Scott Morris. Are there others who are either
4 from Duxbury or Downwinders that would like to comment
5 that they would like to add?

6 MR. MAURER: Yes, I'll chime in here. This
7 is Bill Maurer from Cape Downwinders in Falmouth, Mass.

8 I did a little study of the Pilgrim scrams
9 due to nor'easters. The first was in 1978, the Blizzard
10 of '78. And since then it's scrambled eight times due
11 to nor'easters, blizzards and ice and snow storms. And
12 each of those eight times they were associated with
13 failures in the switchyard. So, you know,
14 historically, Pilgrim, it's a no-brainer. The
15 switchyard at Pilgrim is vulnerable to failure during
16 nor'easters, winter storms. And we asked the NRC to ask
17 Entergy for a precautionary closure prior to Juno and
18 that was ignored. So, basically, the NRC and Entergy
19 decided to roll the dice to see if the switchyard would
20 make it through this winter and it didn't. And, you
21 know, I really think that set a reckless risk-taking
22 when you look at the history of the switchyard failures
23 and with the conditions that caused those failures.
24 It's not a surprise that the switchyard failed.

25 And the second part of it which deals

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1 directly with the 2.206 is that if there's to be a
2 weather offense here in the northeast, you know, travel
3 -- evacuation is off the table as an emergency
4 preparedness option. Basically, people are left with
5 the only thing to do is shelter in place which they'll
6 have to do because they're snow bound. And that can
7 last for days to a week. And, you know, that's not
8 unusual. That's a typical severe winter storm here in
9 the northeast.

10 And so, you know, knowing that and knowing
11 that duration is a key ingredient of emergency
12 preparedness planning it seems again to be a no-brainer
13 that there's a deficiency in the emergency preparedness
14 planning when you leave pilgrim on line during severe
15 weather events.

16 Now, this past winter was about a winter
17 storm. But, you know, travel can be impacted by
18 hurricanes, you know, snow and ice storms any sorts of
19 storms that, you know, knocks branches down and make
20 travel on the roads impassable or impossible or
21 difficult.

22 So, I'll stop there. This isn't rocket
23 science. There's a deficiency. We have an inherent
24 deficiency. One of them is in the Pilgrim switchyard
25 and the other is in the emergency preparedness planning

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1 in evacuation during severe weather events.

2 And, you know, I'll just finish saying that, you
3 know, program failures seem to be coincident with severe
4 weather events.

5 That's it. Thank you.

6 MR. GUZMAN: Hey, Bill, thanks for those
7 comments. This is Rich Guzman.

8 I just want to get clarification on a
9 statement that you made. You mentioned certain actions
10 were requested to the NRC with regard to these stated
11 references to the switchyard failures. Was that a
12 formal request in the form of a 2.206 petition or such
13 as an email?

14 MR. MAURER: I believe it was an email. And
15 I don't have the document in front of me. But I can dig
16 that up and I can forward the details of that request
17 to you if you wish.

18 MR. GUZMAN: If you feel that that would
19 support your petition that's entirely up to you. I just
20 wanted to make sure I fully understood the context of
21 that particular action.

22 MR. MAURER: Yes, there was a request and I
23 don't know the exact way it was delivered. I believe
24 it was delivered in the form of an email. But I have
25 to dig up the details on it for you.

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1 MR. GUZMAN: Okay.

2 MR. MORRIS: Do you want any other comments?

3 Is anyone--

4 MS. CHIN: This is Rebecca Chin from the
5 Duxbury Nuclear Advisory Committee.

6 I would like to make note in our emergency
7 plan that the notification component is practically
8 null and void during these storms because very
9 frequently the entire area is without power which means
10 the people are not able to hear it on the radio or the
11 TV unless they have a battery-operated radio in which
12 case they can only turn it on for short periods of time.

13 Now, during Juno this area in Duxbury was
14 really only out for a matter of hours but it's not
15 uncommon to be out for a matter of days. And,
16 therefore, that the notification component in our plans
17 is so inadequate because so many people now rely on
18 telephones that are not land lines. And so you can't
19 put a mass calling out as well. And these sirens are
20 probably useless during a northeast blizzard and I would
21 just like to call that to your attention.

22 MR. MORRIS: Okay. Thank you. That's
23 helpful.

24 Does anybody here -- NRC has questions.

25 MS. LAMPERT: Could I add a comment, please?

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1 MR. MORRIS: Sure, Mary, go ahead.

2 MS. LAMPERT: This is Mary Lampert.

3 Just to add a new comment to what Bill said
4 regarding the switchyard. I know that the licensee and
5 Entergy are looking into fixes. Three fixes have been
6 suggested but the real fix which would be covering the
7 switchyard is not among them. And so I take that into
8 consideration when you evaluate our request about
9 requiring shutdowns during certain severe storm
10 conditions that Entergy's plan to diddle with the
11 switchyard is totally inadequate and we can explain why
12 if you would like that in writing. They're intending
13 to use water sprays to get the ice off. Well, why isn't
14 it going to refreeze, for example? So, none of the
15 fixes I think if you take seriously so that there is
16 reasonable assurance that in northeasters, in the
17 severe coastal storms that you will not have a loss of
18 outside power because the real fix covering the
19 switchyard is an expensive fix. That's my personal
20 opinion.

21 Also, as far as delays of evacuation in
22 severe storms the KLG evacuation time estimates which
23 we had filed previously at 2.206 which was summarily
24 would know a real explanation dismissed by that CRB. It
25 said that in a severe storm we'd really only an increase

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1 of perhaps an hour in evacuation times. Well, that was
2 shown to be a lie by the experience we had here during
3 Juno and I could not get out of my driveway for three
4 to four days because the snow plow couldn't get here and
5 the plowing that began on the street created a mountain
6 at the end of my driveway. So, I went to do any business
7 uptown on snow shoes. How long would it take to
8 evacuate in snow shoes? That's an absurd. The whole
9 thing is absurd.

10 And as far as sirens go, I know they have
11 back-ups, etcetera, but the town on Duxbury and we can
12 send you this did a telephone survey when there wasn't
13 a storm and the sirens were sounded and the majority of
14 the people could not understand the voice message. So,
15 what would be the probability even if the sirens sounded
16 with folks in a storm which hopefully they have their
17 windows down could -- they couldn't hear it on a good
18 day.

19 So, I just throw those out and I'm sure
20 Diane Turco might have something to say or others. The
21 Board might have questions.

22 Thank you.

23 MS. TURCO: This is Diane Turco with Cape
24 Downwinders.

25 And I just want to share with the Board just

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1 a little sentiment here that the people of Massachusetts
2 are becoming very agitated that the Nuclear Regulatory
3 Commission is not upholding its mandate to insure public
4 health and safety, you know. The operations that
5 reacted during that historical storm with all those
6 warnings it shows that the profits of Entergy
7 Corporation are preceding the public health and safety
8 that the NRC allowed the operation and told them to
9 continue during that historically dangerous storm Juno,
10 knowing from your own documentation that failure of the
11 switchyard was another historically danger at Pilgrim
12 and that Entergy had not made those repairs as shown in
13 your inspection report of January 26th, 2015, just
14 before the storm that put citizens' safety at risk. And
15 this is a totally unacceptable violation of the public
16 trust.

17 That forum was labeled by the Union of
18 Concerned Scientists as a near -- the incident was
19 considered a near miss. Those involved in the false
20 report of Assured Public Safety should be held
21 accountable as Mary Lampert has outlined. And as such
22 Pilgrim remains the most serious threat to all of us
23 whether a severe weather incident or whatever because
24 in 2013 all of those losses of offsite power were related
25 not to a severe weather storm but to equipment failure.

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1 So, we demand -- Cape Downwinders demands that the
2 Nuclear Regulatory Commission revoke the operating
3 license of Entergy for Pilgrim (Simultaneous speaking)
4 -- but as proven from Storm Juno public safety cannot
5 be assured but you did not follow your on mandate to
6 provide public safety by not calling for the closing of
7 the reactor. We will not accept as Mary said, that
8 platitudes and excuses. We will advocate for our
9 families and our communities so please heed our calls
10 because you have lost the public trust.

11 Thank you.

12 MR. MORRIS: All right. Diane, I
13 appreciate that. Obviously, an impassioned request
14 and I respect that and I appreciate the input and I can
15 assure you that the information that you've provided
16 particularly after we get an opportunity to review the
17 transcript and go back over it and meet as a group will
18 be taken seriously and will be considered with utmost
19 objectivity.

20 MS. TURCO: We sincerely hope so. Thank you
21 for our families and community.

22 MR. MORRIS: Okay. Does anybody here in the
23 room or on the phone from the regions have any additional
24 questions for the Petitioners? This is Scott Morris.

25 MR. MCKINLEY: This is Ray. I have no

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1 further questions.

2 MR. MORRIS: Okay. All right. And there's
3 no members -- no members of the public joined, I don't
4 believe or the licensee. I don't believe they joined
5 either. Okay.

6 Well, again, Scott Morris here. I do
7 appreciate it. This is useful for me in particular and
8 I'm sure to the other members of the Petition Review
9 Board. I guess at this point I would just say thank you
10 for providing us the information, taking the time today
11 to help enhance our understanding of your concerns.
12 And I guess the only other point of order that I would
13 raise is if the Court Reporter has any questions about
14 anything that was said or need clarification so that we
15 get the transcript correct. MS. LAMPERT:
16 Excuse me. This is Mary Lampert.

17 MR. MORRIS: Sure.

18 MS. LAMPERT: Do you have any requests from
19 us? Do you want any more materials that we referenced
20 in this discussion sent to you?

21 MR. MORRIS: I don't think so, Mary, at this
22 point. I mean, I think we have access to pretty much
23 everything we need or that you've already referenced or
24 shared. But I will say that through the course of our
25 deliberations it becomes clear that we need some

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1 additional information and if we don't have direct it
2 Rich will reach out to you and we'll request that. But
3 at this point I don't think so.

4 MS. TURCO: Can I ask -- this is Diane Turco.

5 Can I ask, will you be able to use the
6 January 26 investigative report as part of this petition
7 where they identify all of the corrective action plans
8 that were not in place?

9 MR. MORRIS: I mean, when you say
10 investigation report do you mean inspection report?

11 MS. TURCO: I'm sorry, inspection report,
12 yes.

13 MR. MORRIS: Absolutely. Absolutely.
14 That's a matter of public record so --

15 MS. TURCO: Okay.

16
17 MR. MORRIS: Yes, you threw me off when you
18 said investigation.

19 MS. TURCO: Sorry.

20 MR. MORRIS: That has -- well, that just has
21 a unique meaning for us, that's all.

22 MS. TURCO: Yes.

23 MR. MORRIS: No problem. No worries.

24 (Whereupon, the above-entitled matter went
25 off 2:46 p.m.)

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