



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

ERIC T. SCHNEIDERMAN  
ATTORNEY GENERAL

DIVISION OF SOCIAL JUSTICE  
ENVIRONMENTAL PROTECTION BUREAU

October 20, 2015

Lawrence G. McDade, Chair  
Richard E. Wardwell  
Michael F. Kennedy  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Mail Stop - T-3 F23  
Two White Flint North  
11545 Rockville Pike  
Rockville, MD 20852-2738

Re: Indian Point Nuclear Generating Station, Unit 2 and Unit 3  
Docket Nos. 50-247-LR/50-286-LR; ASLBP No. 07-858-03-LR-BD01

Dear Administrative Judges:

On October 19 and 20, the State filed New York State's Motion for the Public Disclosure of Various Westinghouse Documents, together with a supporting Declaration of Assistant Attorney General Lisa S. Kwong and a number of attachments. The State filed public redacted, and non-public non-redacted versions of the State's Motion and of some of these supporting documents via the NRC's Electronic Information Exchange.

It has come to the State's attention that the numbering of certain attachments in the Kwong Declaration was incorrect, and that one attachment, which is cited in the State's Motion and which was filed as part of the State's submission, was inadvertently not listed in the Kwong Declaration.

As summarized below, the State hereby submits corrected copies of both the public (redacted) and non-public (non-redacted) versions of New York State's Motion for the Public Disclosure of Various Westinghouse Documents, a corrected copy of the Declaration of Lisa S. Kwong, and replacement copies of two attachments to the Kwong Declaration.

**1. New York State's Motion for Public Disclosure of Various Westinghouse Documents (public and non-public versions)**

- In the non-public version, all pages are revised to include notice that the document "Contains Westinghouse Designated Proprietary Information";

- At page 3, fn. 3, “Attachments 3-12 to the Kwong Declaration” is replaced with “Attachments 2-11 to the Kwong Declaration”; and
- At page 4, fn. 7, “(Kwong Decl., Att. 2)” is replaced with “(Kwong Decl., Att. 12)”.

## **2. Declaration of Lisa S. Kwong**

- The formatting of existing Paragraph Nos. 10-21 is corrected to remove a space in the word “Attached”;
- Paragraph No. 17 is replaced with a declaration as to new Attachment 16 which was inadvertently not included in the existing Kwong Declaration, as follows: “Attached to this declaration as Attachment 16 is a true and correct copy of letter from Kathryn M. Sutton and Paul M. Bessette to Administrative Judges Lawrence G. McDade, Dr. Michael F. Kennedy and Dr. Richard E. Wardwell; Re: *Entergy Nuclear Operations, Inc.*, (Indian Point Nuclear Generating Units 2 and 3), Docket Nos. 50-247-LR and 50-286-LR – Redacted Filings for Track 2 Contentions; Sent: September 18, 2015.”;
- Existing Paragraph Nos. 17-22 are renumbered Nos. 18-23 to accommodate the new Paragraph No. 17;
- The Attachment Nos. corresponding to existing Paragraph Nos. 17-22 (i.e., new Paragraph Nos. 18-23) are renumbered to correspond correctly to Attachments 17-21; and
- Existing Paragraph No. 19 (i.e., new Paragraph No. 20) is revised to insert a space after the reference to “NYS000513,” and to correct the name of author “Kupper”.

## **3. Attachment No. 8 to the Declaration of Lisa S. Kwong**

- Corrected public and non-public versions of Attachment No. 8 are submitted with revised coversheets to reference WCAP-17162-P, Revision 1, which is included as part of NYS000363, and which was inadvertently not referenced in the coversheet that accompanies Attachment No. 8 as originally filed.

## **4. Attachment No. 21 to the Declaration of Lisa S. Kwong**

- A corrected public version of Attachment No. 21 is submitted to include a coversheet to identify Attachment No. 21, and to provide notice of copyrighted material contained in that attachment.

Thank you for consideration of these documents. The State apologizes for any confusion or inconvenience caused by the above-identified errors in its recent filing.

Respectfully submitted,

*Signed (electronically) by*

Lisa S. Kwong  
Mihir Desai  
Assistant Attorneys General

cc: All individuals, parties, or NRC offices on the Service List