

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

Before Administrative Judges:

Michael M. Gibson, Chairman  
Dr. Michael F. Kennedy  
Dr. William W. Sager

In the Matter of

FLORIDA POWER & LIGHT COMPANY

(Turkey Point Nuclear Generating, Units 3 and 4)

Docket Nos. 50-250-LA and 50-251-LA

ASLBP No. 15-935-02-LA-BD01

November 19, 2015

ORDER

(Granting in Part Extension for Summary Disposition Motions)

Florida Power & Light Company (FPL) has moved the Board to extend the deadline for motions for summary disposition to December 4, 2015, in order to provide FPL with time to review the rebuttal evidence that will be submitted by Citizens Allied for Safe Energy, Inc. (CASE) on December 1, 2015.<sup>1</sup> CASE and the NRC Staff do not oppose FPL's motion.<sup>2</sup>

The Board grants the extension of time in part. The Board finds good cause to set the deadline for motions for summary disposition after the deadline for CASE's rebuttal evidence. However, setting December 4 as the deadline would not provide the Board sufficient time to consider any such motions before its own deadline for ruling on summary disposition. In order to rule on pending motions for summary disposition at least fifteen days before the hearing

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<sup>1</sup> Florida Power & Light Company's Unopposed Motion for Extension of Time to File Motions for Summary Disposition (Nov. 17, 2015) [hereinafter "FPL's Motion for Extension"]. For a hearing beginning on January 11, 2016, the deadline for such motions would normally be November 27, 2015. 10 C.F.R. § 2.1205(a).

<sup>2</sup> FPL's Motion for Extension at 2.

begins on January 11, 2016, the Board will need to issue such an order no later than Thursday, December 24, 2015.<sup>3</sup>

Accordingly, the Board extends the following deadlines: motions for summary disposition are now due no later than Thursday, December 3, 2015, and answers to motions for summary disposition are now due no later than Wednesday, December 23, 2015.<sup>4</sup>

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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Michael M. Gibson, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
November 19, 2015

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<sup>3</sup> See 10 C.F.R. § 2.1205(c) (“The presiding officer shall issue a determination on each motion for summary disposition no later than fifteen (15) days before the date scheduled for commencement of hearing.”).

<sup>4</sup> See 10 C.F.R. § 2.1205(b).

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Granting in Part Extension for Summary Disposition Motions)** have been served upon the following persons by Electronic Information Exchange.

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Turkey Point, Units 3 & 4, Docket Nos. 50-250 and 50-251-LA  
**ORDER (Granting in Part Extension for Summary Disposition Motions)**

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[Original signed by Herald M. Speiser]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland,  
this 9<sup>th</sup> day of November, 2015