

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Lawrence G. McDade, Chairman
Dr. Michael F. Kennedy
Dr. Richard E. Wardwell

In the Matter of

ENTERGY NUCLEAR OPERATIONS, INC.

(Indian Point Nuclear Generating Units 2 and 3)

Docket Nos. 50-247-LR and 50-286-LR

ASLBP No. 07-858-03-LR-BD01

March 15, 2016

ORDER

(Granting New York's Motion for Extension of Time)

On February 5, 2016, the State of New York ("New York") moved for the admission of six exhibits.¹ In response, on February 19, 2016, the Board directed New York to provide written expert testimony explaining the materiality of the proposed exhibits to the admitted contentions.² On March 4, 2016, New York filed that expert testimony pursuant to the Scheduling Order.³ Expert testimony from Entergy and the NRC Staff is due no later than March 18, 2016.⁴

¹ State of New York Motion for Leave to File Six Documents as Additional Exhibits (Feb. 5, 2016).

² Licensing Board Order (Requesting Expert Testimony on New York's Proposed Exhibits and Suspending Deadline for Filing Proposed Findings of Fact and Law) (Feb. 19, 2016) at 2 (unpublished) [hereinafter "Scheduling Order"].

³ Supplemental Written Testimony of Dr. Richard T. Lahey, Jr. Regarding Contentions NYS-25, NYS-26B/RK-TC-1B, and NYS-38/RK-TC-5 (Mar. 4, 2016).

⁴ Scheduling Order at 2.

In the Scheduling Order the Board also offered New York the opportunity to file reply expert testimony no later than March 25, 2016.⁵ On March 9, 2016, New York filed a timely unopposed motion for an extension of time.⁶ The Board finds New York's motion to be reasonable and grants the motion. New York may file rebuttal expert testimony no later than April 1, 2016.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Lawrence G. McDade, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
March 15, 2016

⁵ Id.

⁶ State of New York Unopposed Motion for Extension of Time to File Reply Expert Testimony (Mar. 9, 2016).

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Granting New York's Motion for Extension of Time)** have been served upon the following persons by Electronic Information Exchange.

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[Original signed by Clara Sola _____]
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Dated at Rockville, Maryland
this 15th day of March, 2016