

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ENTERGY NUCLEAR OPERATIONS, INC.

Docket Nos. 50-286 and 50-333

ASLBP No. 16-950-01-LA-BD01

ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

Pursuant to delegation by the Commission, see 37 Fed. Reg. 28,710 (Dec. 29, 1972), and the Commission's regulations, see, e.g., 10 C.F.R. §§ 2.104, 2.105, 2.309, 2.313, 2.318, and 2.321, notice is hereby given that an Atomic Safety and Licensing Board (Board) is being established to preside over the following proceeding:

Entergy Nuclear Operations, Inc.
(Indian Point Nuclear Generating Unit No. 3 and
James A. Fitzpatrick Nuclear Power Plant)

This proceeding involves a challenge to, inter alia, an amendment request that would transfer the beneficial interest in the Power Authority of the State of New York (PASNY) Master Decommissioning Trust, including all rights and obligations thereunder, held by PASNY for Indian Point Nuclear Generating Unit No. 3 in Westchester County, New York, and the James A. Fitzpatrick Nuclear Power Plant in Oswego County, New York, to Entergy Nuclear Operations, Inc. (ENO). On November 1, 2016, Susan H. Shapiro filed a hearing request (dated September 15, 2016) on behalf of the Indian Point Safe Energy Coalition, et al., that relates to a September 27, 2016 Federal Register notice, 81 Fed. Reg. 66,301, 66,305 (2016), that provided "opportunity to request a hearing and petition for leave to intervene" regarding ENO's amendment request dated August 16, 2016.

The Board is comprised of the following Administrative Judges:

Paul S. Ryerson, Chairman
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Ronald M. Spritzer
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Michael F. Kennedy
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

All correspondence, documents, and other materials shall be filed in accordance with the NRC E-Filing rule. See 10 C.F.R. § 2.302.

/RA/

E. Roy Hawkens
Chief Administrative Judge
Atomic Safety and Licensing Board Panel

Rockville, Maryland
November 18, 2016

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
ENTERGY NUCLEAR OPERATIONS, INC.) Docket Nos. 50-286 and 50-333
)
(Indian Point Nuclear Generating Unit No. 3;)
James A. Fitzpatrick Nuclear Power Plant))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD** have been served upon the following persons by Electronic Information Exchange.

U.S. Nuclear Regulatory Commission
Office of Commission Appellate Adjudication
Mail Stop O-7H4M
Washington, DC 20555-0001
ocaamail@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop O-4F00
Washington, DC 20555-0001
hearingdocket@nrc.gov

U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop T-3F23
Washington, DC 20555-0001

Paul S. Ryerson, Chair
Administrative Judge
paul.ryerson@nrc.gov

Ronald M. Spritzer
Administrative Judge
ronald.spritzer@nrc.gov

Dr. Michael F. Kennedy
Administrative Judge
michael.kennedy@nrc.gov

Cathy Scott, Esq.
Beth N. Mizuno, Esq.
David E. Roth, Esq.
John Tibbetts, Paralegal
U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop O-14A44
Washington, DC 20555-0001
catherine.scott@nrc.gov;
beth.mizuno@nrc.gov;
john.tibbetts@nrc.gov

OGC Mail Center
OGCMailCenter@nrc.gov

Counsel for Licensee
Paul M. Bessette, Esq.
John E. Matthews, Esq.
Ryan Lighty, Esq.
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, NW
Washington, DC 20004
E-mail: pbessette@morganlewis.com
jmatthews@morganlewis.com
rlighty@morganlewis.com

Docket Nos. 50-286 and 50-333

ESTABLISHMENT OF ATOMIC SAFETY AND LICENSING BOARD

Indian Point Safe Energy Coalition
Hudson River Sloop Clearwater
Sierra Club, Lower Hudson Group
Council on Intelligent Energy &
Conservation Policy
Nuclear Information and Resource Service
Alliance for Green Economy
Public Health and Radiation Project
Susan H. Shapiro, Esq.
75 N. Middletown Road
Nanuet, NY 10954
E-mail: susan@hitoshapirolaw.com

[Original signed by Brian Newell]
Office of the Secretary of the Commission

Dated at Rockville, Maryland
this 18th day of November, 2016