

March 1, 2019

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE COMMISSION

_____))
In the Matter of))
NextEra Energy Seabrook, LLC) Docket No. 50-443
(Seabrook Station, Unit 1)))
_____)

**C-10 RESEARCH AND EDUCATION FOUNDATION’S MOTION FOR LEAVE
TO FILE REPLY TO OPPOSITIONS BY NEXTERA AND NRC STAFF TO
EMERGENCY PETITION**

I. INTRODUCTION

Pursuant to 10 C.F.R. § 2.323(b), C-10 Research and Education Foundation (“C-10”) hereby moves for leave to replies to oppositions submitted by NextEra Energy Seabrook (“NextEra”) and the U.S. Nuclear Regulatory Commission (“NRC” or “Commission”) Staff to C-10’s Emergency Petition for Exercise of Commission’s Supervisory Authority to Reverse No Significant Hazards Determination and Immediately Suspend License Amendment and License Renewal Decisions (Feb. 13, 2019).

C-10 seeks leave to reply in order to briefly and succinctly correct the record on a number of issues, including NextEra’s and the Staff’s incorrect characterization of the Commission’s standards for taking discretionary review of emergency petitions to exercise the Commission’s inherent supervisory authority; whether C-10’s petition is barred by NRC regulations; whether C-10 has waived any rights to bring its Petition; and the merits of the NRC Staff’s arguments that it has indeed provided adequate oversight to NextEra in the development of testing, analyses, and standards for evaluation of ASR. Petitioners respectfully submit that an opportunity to submit a reply (which totals less than ten pages) is necessary to ensure that the Commission has a complete and accurate record on which to rule.

Respectfully submitted,

 /signed electronically by/

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CERTIFICATE OF COUNSEL

Pursuant to 10 C.F.R. § 2.323(b), I certify that on March 1, 2019, I consulted counsel for NextEra and the NRC Staff in a sincere effort to resolve the issues raised by this motion for leave to reply. Counsel for both NextEra and the Staff stated that they oppose the motion and reserve the right to file a response.

[Electronically signed by]
Diane Curran

CERTIFICATE OF SERVICE

I certify that on March 1, 2019, I posted the following documents to the NRC's EIE Adjudicatory Submissions Portal:

- C-10 Research and Education Foundation's Reply to Oppositions to Emergency Petition for Exercise of Commission's Supervisory Authority to Reverse No Significant Hazards Determination and Immediately Suspend License Amendment and License Renewal Decisions
- Attachment 1: Reply Declaration of Victor E. Saouma, Ph.D (Feb. 28, 2019)

[Electronically signed by]

Diane Curran