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Seabrook Station Unit 1

Docket Number: 50-443-LA-2

ASLBP Number: 17-953-02-LA-BD01

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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ATOMIC SAFETY AND LICENSING BOARD PANEL

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PRE-HEARING TELECONFERENCE

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In the Matter of: : Docket No.
NEXTERA ENERGY SEABROOK, LLC : 50-443-LA-2
(Seabrook Station, Unit 1) : ASLBP No.
: 17-953-02-LA-BD01

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Monday, August 26, 2019

Teleconference

BEFORE:
RONALD M. SPRITZER, Chair
NICHOLAS G. TRIKOUROS, Administrative Judge
DR. SEKAZI K. MTINGWA, Administrative Judge

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P-R-O-C-E-E-D-I-N-G-S

2:03 p.m.

JUDGE SPRITZER: Good afternoon. We are here in the case -- in the matter of NextEra Energy Seabrook, Seabrook Station, Unit 1. This is our docket No. 50-443-LA-2. We're here holding a prehearing teleconference related to the evidentiary hearing that will start on September 24th at 9:30 a.m.

My name is Ron Spritzer. I'm the Chairman of this Board. With me, although not physically present here, also on the line are Judges Trikouros and Mtingwa. Let me make sure you're both --

Judge Trikouros, are you there?

JUDGE TRIKOUROS: I am here.

JUDGE SPRITZER: And, Judge Mtingwa?

JUDGE MTINGWA: Yes, I'm -- yes, sorry. I am here.

JUDGE SPRITZER: All right. And our end we also have our law clerk Taylor Mayhall. And we have a technical person if there are any issues that come out about how we're handling the technology at the hearing, at the evidentiary hearing. That's Joe Deucher.

All right. We'll go ahead and identify who's present for the -- representing the parties to

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1 the hearing. Why don't we start with the Intervener?

2 MS. CURRAN: Hello, this is Diane Curran
3 representing C-10, and I think on the phone is Natalie
4 Hildt-Treat also.

5 MS. HILDT-TREAT: Good afternoon. Yes,
6 this is Natalie.

7 JUDGE SPRITZER: All right. And, NextEra?

8 MR. BESSETTE: Hi, this is Paul Besette
9 representing NextEra. Also on the line are Steve
10 Hamrick from the NextEra and Ryan Lighty, my
11 colleague.

12 JUDGE SPRITZER: And the NRC staff?

13 MR. WACHUTKA: This is Jeremy Wachutka for
14 the NRC staff along with Anita Ghosh-Neighbor, who is
15 on the line.

16 JUDGE SPRITZER: Very good. All right.
17 Let's start with our list and then I will open things
18 up for any questions any of you may have.

19 I think for item 1 we have -- thank you
20 for enlightening us that we do actually do have a --
21 the docket version of Intervener's 1R. That's
22 Intervener's 27. So that's been taken care of.

23 As I understand it you all are working on
24 a redacted version of Intervener's 7?

25 MS. CURRAN: Yes, that's correct. We're

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1 working on a redacted version of that and also of the
2 rebuttal testimony that we just filed and some time
3 soon we'll sending a copy of the rebuttal testimony to
4 NextEra's counsel, to both of them to make sure that
5 we're on the same page on that.

6 JUDGE SPRITZER: Okay. So that would be
7 Intervener's 28, the rebuttal?

8 MS. CURRAN: Yes, that's right.

9 JUDGE SPRITZER: Okay. We've been through
10 the exhibits. As far as we can tell we don't need
11 redacted copies of anything besides those two:
12 Intervener's 7 and Intervener's 28.

13 So unless there are any questions about
14 that, we'll move on to the next issue which is closing
15 the hearing. Our thought would be -- well, certainly
16 some time -- and we may wait and see how things go on
17 Tuesday, whether -- probably the morning of Wednesday
18 would be the most likely, but depending on how things
19 go we might want to push it off to the afternoon. And
20 we would -- hopefully two hours or so would be
21 sufficient, two, two-and-a-half hours. So we'll
22 probably close the hearing on the morning of the 27th
23 and do all the questions related to proprietary
24 information at that time, hopefully.

25 Does anybody have any thoughts about that?

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1 Does that sound like a reasonable approach or would
2 you prefer something different?

3 MR. BESSETTE: Your Honor, this is Paul
4 Bessette. You said the morning of the 27th. I
5 believe you mean the 25th.

6 JUDGE SPRITZER: Yes, I'm sorry. That's
7 right. Morning of the 25th. Wednesday the 25th.

8 MR. BESSETTE: No comments from us.

9 JUDGE SPRITZER: Okay. Anybody else, the
10 staff or Interveners have any thoughts about that?

11 (No audible response.)

12 JUDGE SPRITZER: hearing no takers --

13 MS. CURRAN: This is Diane Curran. I
14 think -- for us, I think Tuesday the -- a public
15 hearing is probably the most important thing because
16 I would guess that the most people will be coming on
17 Tuesday, so that makes sense to me.

18 And, Natalie, did you have any thoughts
19 about --

20 MS. HILDT-TREAT; No, that's fine. It's
21 just helpful to know when the hearing will be open.
22 Thank you.

23 JUDGE SPRITZER: Right. I mean, you
24 should prepare for your membership to the extent
25 they're interested in coming. I mean, we're going to

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1 aim for the morning of the 25th. It could be the
2 afternoon. But we'll certainly let you know. We'll
3 know for sure by Tuesday afternoon if that's going to
4 change.

5 So there will be some flexibility, but
6 we're going to -- our preference would be the morning
7 of the 25th.

8 Okay. As far as the question about the
9 hearing, does anybody have any -- why don't we start
10 with the Interveners? Do you have any comments or
11 other -- simultaneously versus -- sorry. Go ahead.

12 MS. CURRAN: Yes, the only question that
13 I have about it is that we're going to need some time
14 to -- usually you're -- I'm sitting with the expert
15 listening to the witnesses and we get a chance to
16 discuss the answers and what we think might be missing
17 or what might need to be asked or kind of follow-up
18 stuff, and you're listening together while you're
19 sitting there at the table. And this situation is
20 that our witness will be up there with the panels, all
21 the witnesses. So I guess I would just ask to build
22 in some breaks for us to talk in between segments of
23 the hearing because the expert is the person I'm going
24 to have to consult with as to, well, does the last
25 batch testimony require us to propose some questions

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1 to the Board kind of thing?

2 JUDGE SPRITZER: Hold on a moment. We may
3 have just lost Judge Trikouros. We're trying to get
4 him back. He's actually in New Jersey.

5 Nick, can you hear us?

6 JUDGE TRIKOUROS: Yes, I can hear you.

7 JUDGE SPRITZER: Great. All right. We're
8 back.

9 Yes, Ms. Curran was just saying she'd like
10 us to be -- I take you don't have any objection to
11 simultaneous questioning, but you'd like there to be
12 breaks, which there certainly will be. I would
13 imagine we'd typically go an hour to an hour-and-a-
14 half at a time and take a break of 15 minutes or so
15 and give you whatever time you need to talk to your
16 witness.

17 MS. CURRAN: Yes, okay.

18 JUDGE SPRITZER: NextEra, do you have any
19 comments on this procedure?

20 MR. BESSETTE: We do, Your Honor. We have
21 no objections to the general idea of simultaneous
22 questioning, but as you saw from our testimony, we
23 really had two pieces of testimony: one on the Large
24 Scale Test Program and one on the Structural
25 Deformation Monitoring Program. Despite the arguments

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1 we believe they're fairly separate issues and have
2 separate witnesses, but we wanted to discuss the
3 logistics of that.

4 We could have all of them up there, but it
5 might get a little crowded, but we also wanted to
6 propose perhaps if you're going to change the topic we
7 would have -- be able to change out the witnesses.

8 JUDGE SPRITZER: Yes, that's sounds like
9 a reasonable approach. I don't know if either of my
10 colleagues have any comments on that, but I think we
11 can -- I guess the only problem is if we get -- if
12 somehow we wound up getting -- crossing over between
13 one issue and the other and we'd have to shuffle
14 witnesses around or put off the question.

15 Will all the witnesses be physically
16 present whether or not they're sitting at our witness
17 table?

18 MR. BESSETTE: They will, Your Honor and
19 they could be -- for instance if they're on the -- if
20 they're -- if you're talking about the Test Program,
21 we'll have those witnesses up there, but the other
22 folks will be sitting behind them. So they could come
23 as necessary. But I just wanted to relate that. It
24 really would probably be not practical and a bit
25 crowded if we had everybody up there at once. So

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1 they'll be available and on site. And if you have a
2 cross-question, I'm sure we could accommodate that.

3 JUDGE SPRITZER: All right. Staff, do you
4 have any further thoughts on this issue?

5 MR. WACHUTKA: The NRC staff is good with
6 simultaneous questioning with breaks. That will work
7 for us and our witnesses.

8 JUDGE SPRITZER: Okay. Do you have
9 separate witnesses on the two issues that Mr. Bessette
10 mentioned?

11 MR. WACHUTKA: No, all four our witnesses
12 can sit at the table at one time. That would work for
13 us.

14 JUDGE SPRITZER: Okay. All right. And
15 kind of last but not least, we're working on -- now
16 that we have rebuttal testimony, we're working on
17 getting our final exhibit list to you. If you do see
18 an error on there, please let us know. You can
19 contact either one of our law clerks, Molly Mattison
20 or Taylor. I think you have both -- emails for both
21 of those. Let us know if there's anything either
22 incorrect or omitted on the final list.

23 And then as I've indicated in there we'd
24 like to move all of the exhibits into evidence,
25 subject to any objections, of course, at the start of

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1 the hearing. We don't intend to go through each of
2 them separately. We'd like to have them moved into
3 evidence as a group. And then if there are specific
4 objections to particular documents -- to me the only
5 objections that would really come to mind would be a
6 claim a document is not an authentic copy, which I
7 suspect is not going to be an issue.

8 Relevance. If something's totally
9 irrelevant and could have no conceivable value to
10 issues we have to resolve, that would be appropriate,
11 but otherwise any issue as to the weight of the
12 evidence can be argued and you can have a chance to
13 file -- we'll give the parties a chance to file
14 proposed findings of fact and conclusions of law after
15 the hearing.

16 So hopefully we can -- you can resolve
17 those issues before we get to the hearing and we can
18 limit this part of it to 20 minutes or so, but if
19 there are objections, we'll certainly consider them.

20 Anybody have any thoughts on that?
21 Intervenors?

22 MS. HILDT-TREAT: No, nothing to add.

23 JUDGE SPRITZER: Okay. Mr. Bessette, do
24 you have any thoughts on that procedure?

25 MR. BESSETTE: No, Your Honor, we have

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1 nothing to add.

2 JUDGE SPRITZER: And the staff?

3 MR. WACHUTKA: Nothing to add for the
4 staff.

5 JUDGE SPRITZER: All righty.

6 All right. We said we would give you a
7 chance to ask any questions you may have. I don't
8 know if I -- hopefully I mentioned that Joe Deucher,
9 our technical person, is here, so if you have any
10 questions about where -- how the technology is going
11 to operate. We do plan to have I think two screens up
12 on the stage.

13 MR. DEUCHER: One there and one large in
14 the back.

15 JUDGE SPRITZER: Oh, one large one in the
16 back so people in the audience can see when we're
17 questioning about a specific exhibit. So people will
18 be able to see those. And their individual computers
19 will be --

20 MR. DEUCHER: We'll have individual
21 monitors for the witness tables as well as the
22 attorney tables and the -- and for each Judge.

23 JUDGE SPRITZER: Okay. So that will be
24 the set up generally. We gave you a diagram, which is
25 not engraved in stone, but that will give you at least

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1 some idea how we propose to set things up. This gives
2 the impression that there would be no seats on the
3 first floor. I think we can -- hopefully we can
4 arrange it so there will be some seats both for extra
5 witnesses who may be testifying, for NextEra, if they
6 have extra witnesses who won't be able to sit
7 comfortably at the witness table, and also for members
8 of the public. But it's possible some people will
9 have to sit up in the mezzanine.

10 Any questions about the technology or
11 anything else?

12 MS. HILDT-TREAT: This is -- go ahead,
13 Diane.

14 MS. CURRAN: Go ahead, Natalie. Oh, I was
15 going to ask, it's very important to C-10 that if
16 possible we have the hearing video cast, web cast. Is
17 that possible?

18 JUDGE SPRITZER: We're not doing that. It
19 may be possible if you want to -- you have someone
20 with a camera or whatever it takes to do your own, but
21 we're not planning to do that. We just don't -- we
22 got to limit our resources and that's not -- this is
23 not on the list for cases for web casting for the NRC.

24 MS. HILDT-TREAT: Right, yes. This is
25 Natalie. So it is permissible for us to have somebody

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1 film during the public parts of the hearing? Whether
2 it's filming, recording or live casting through social
3 media? Are any of those open for the public portions?

4 JUDGE SPRITZER: As far as I know there's
5 no problem with that.

6 MR. DEUCHER: No prohibition? It would be
7 up to the Board. The only thing that we would ask is
8 that the individual who's doing the live streaming or
9 web casting with the camera would need to stay outside
10 the well of the courtroom in the --

11 (Simultaneous speaking.)

12 MS. HILDT-TREAT: Okay.

13 MR. DEUCHER: -- certainly in view that
14 they can get a good video shot. And if they do need
15 any sort of audio assistance and audio feed from us,
16 we would want to know that in advance, unless they're
17 planning on capturing their own audio with their
18 camera device.

19 MS. HILDT-TREAT: Okay. That's helpful to
20 know. I'm not sure what -- we've had a few people
21 inquire about that, but it's just good to know.

22 So this is Natalie again. I heard you
23 mention monitors. Dr. Sama, our expert, was talking
24 about wanting to have access to a monitor for him to
25 look at materials during the hearing. Is that what

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1 you meant so that there would be monitors for people
2 to be viewing the same documents that would be brought
3 up? How does that work?

4 MR. DEUCHER: That's correct. And to
5 clarify, what we do is we'll have -- I'll have a
6 computer or my counterpart Andy Welky will have a
7 computer. We will have all the exhibits on the
8 computer. And then the image from that computer --
9 bringing up the documents on that computer can then be
10 displayed across all the monitors and projection
11 screens. We are not going to be giving anybody an
12 individual computer that they can look up the
13 documents on.

14 Instead what we're doing is we're
15 providing a monitor so that if a particular document
16 or page or image needs to be referenced or identified
17 or discussed or length, we can go ahead and bring that
18 up on the screen for somebody to look at. But it
19 would be up to the parties if they wanted to bring in
20 a laptop computer say or a tablet with the materials
21 on them for someone to be able to reference at the
22 table. That would be separate from this. Hope that
23 clarifies that.

24 MS. HILDT-TREAT: Yes, so separate but
25 permissible. I know again I our expert; and, Diane

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1 Curran, maybe you know more, but he wanted to be able
2 to see documents. So I didn't know if he meant that
3 he wanted to look at other documents than the one that
4 everyone was referencing, and if so, would he be able
5 to have a laptop and an external monitor, which is
6 what he was asking about.

7 JUDGE SPRITZER: Yes, he can do both of
8 those.

9 MS. HILDT-TREAT: Okay. Thank you.

10 JUDGE SPRITZER: If he wants -- I mean, if
11 he can be -- if he says -- let's say we're asking him
12 a question about Intervener Exhibit 7 and he wants to
13 reference another exhibit, he can ask. If he can give
14 us a specific reference, we can probably -- they'll be
15 able --

16 MS. HILDT-TREAT: Okay.

17 JUDGE SPRITZER: -- to bring up the
18 document.

19 MR. DEUCHER: But it wasn't -- just to
20 clarify, too, it was not our intention that we would
21 be giving each witness at the table or attorneys at
22 the table actual computers with the documents on
23 them --

24 MS. HILDT-TREAT: Sure.

25 MR. DEUCHER: -- for them to be able to

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1 reference.

2 MS. HILDT-TREAT: Just a monitor?
3 Everybody's got the same? Got it. Thank you.

4 MR. DEUCHER: Certainly.

5 JUDGE SPRITZER: All right. Anyone else
6 have any issues they want to raise or an questions
7 about the technology?

8 MS. HILDT-TREAT: Go ahead, Paul.

9 MR. BESSETTE: Yes, this is Paul Bessette.
10 We don't have any objections to the video casting, but
11 we'd completely concur with the gentleman who was
12 speaking that they need to stay back and do this from
13 afar. We've been in other hearings where it's quite
14 intrusive and quite a surprise for the parties. So if
15 those are the ground rules where they stay back and
16 not eavesdropping on private conversations, we're fine
17 with that.

18 And just to clarify, I mean, there's most
19 likely going to be examples where the Board asks a
20 question on Exhibit X and our witnesses say, well,
21 that's answered in Exhibit A, B and C. And so the
22 technology from the NRC will be able to pull those up
23 at the request of the witnesses?

24 JUDGE SPRITZER: Yes, I think so. It may
25 take a little while, but we should be able to do it.

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1 MR. BESSETTE: Great.

2 JUDGE SPRITZER: That's certainly the
3 plan.

4 Let me say, too, about individuals who may
5 want to, I don't know, broadcast somehow the hearing,
6 I hope we can -- that the Intervener, the C-10 can
7 limit this to one individual or at least a couple
8 people working together. In other words, one camera
9 or device, whatever it is that you're using. We don't
10 want to have multiple people running around the room.
11 Certainly we do not want people coming into the well,
12 as Mr. Deucher mentioned, and sticking their camera in
13 the face of a witness or one of the Judges or lawyers
14 or whatever.

15 JUDGE SPRITZER: And I don't know -- we
16 don't even have immediate plans, but people have asked
17 us and I know there are people that might not be able
18 to attend or are -- live out of the region and were
19 curious about it. So we certainly understand that if
20 anybody -- but we have arranged that they will follow
21 these guidelines that you specified. Thank you.

22 JUDGE SPRITZER: Okay. Does the staff
23 have anything to add, any questions or suggestions?

24 MR. WACHUTKA: No questions on technology,
25 Your Honor. We have other questions when that comes

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1 up though.

2 JUDGE SPRITZER: Okay. Go ahead.
3 Whatever you have we'll -- let's get to it.

4 MR. WACHUTKA: Okay. Well, our first
5 question was on proposed questions for the Board to
6 ask. Are you accepting those in this proceeding,
7 written and submitted before the hearing? And when
8 would you want those submitted?

9 JUDGE SPRITZER: I guess we didn't have
10 that in our -- among the things we admitted and the
11 orders we've issues. Yes, that's fine. I would --
12 we'd be happy to -- with the understanding that we may
13 or may not give them, but we'll certainly look at the
14 questions you all would like to submit.

15 What would be a good time? I mean, we're
16 getting close to the hearing. How about 10 business
17 days before the hearing? Is that realistic?

18 MR. BESSETTE: Your Honor, this is Paul
19 Bessette. I thought the Board did establish a
20 deadline.

21 JUDGE SPRITZER: And I'm -- I don't have
22 my -- all the collection of orders here. We didn't
23 have one in the most recent order. If there is a
24 deadline in there, let's go with that.

25 MR. BESSETTE: I believe it was September

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1 19th. That's what I have in my records.

2 JUDGE SPRITZER: Okay. September 19th?
3 Okay. Well, that's what we said, so we'll live with
4 that. If you can get them in any earlier, that would
5 probably make it where we could look at it. We'll be
6 getting a lot of stuff between the 19th and the 24th,
7 but we'll go with our own deadline. And, yes,
8 certainly we'll entertain questions.

9 We'll also give you a chance -- usually
10 what we've done in the past is have -- at least the
11 hearings I've been involved with is to allow people to
12 write up questions on index cards and submit them to
13 us that way during the hearing so you're not
14 necessarily precluded from any questions that may
15 arise as a result of testimony you hear just because
16 they weren't filed by the 19th.

17 MS. CURRAN: Thank you, Judge. This is --
18 that will be -- that's something in my experience
19 that's been very helpful. And that was one of the
20 reasons why we wanted to ask for breaks during the
21 process so that we could propose follow-up questions
22 on some of the oral testimony.

23 JUDGE SPRITZER: Right. Yes. No, that's
24 -- I think that's pretty customary at Board hearings
25 to allow that. Again, that doesn't mean we're going

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1 to ask the question, but we'll certainly give it
2 careful consideration. And maybe rephrase somewhat
3 also.

4 One thing I've had problems with sometimes
5 is reading handwriting, but that may be the only
6 option. I don't know if you don't have a printer with
7 you. Okay.

8 MS. CURRAN: This is Diane Curran. I
9 guess I have a question. Is there any possibility
10 that the Board or some group could bring a printer,
11 because I think we're all going to have laptops. And
12 I agree that it's a lot easier if you can type them
13 out and print them.

14 JUDGE SPRITZER: Yes, our technical expert
15 is shaking his head no, so --

16 MS. CURRAN: Oh, okay.

17 JUDGE SPRITZER: -- we'll just have to do
18 it -- we'll have to make do with your handwriting.

19 MS. CURRAN: Okay.

20 MR. WACHUTKA: Your Honor, this Jeremy
21 Wachutka from the NRC staff. Could it be possible to
22 maybe -- if we all have WiFi or a wireless card we
23 could email the clerks our questions instead of doing
24 just paper cards, handing them up.

25 JUDGE SPRITZER: Yes, that's another

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1 possibility. That would work.

2 MS. CURRAN: Yes, that's a good idea.

3 JUDGE SPRITZER: Does the staff have
4 anything else?

5 MR. WACHUTKA: I just wanted to confirm
6 what the plan was for opening and/or closing
7 statements. Are we doing one, both or just -- that's
8 what we wanted to ask.

9 JUDGE SPRITZER: Well, you're not required
10 to do an opening statement, but I think we will allow
11 -- I would hope you could keep it to 15 minutes or so.
12 Closing we won't -- we'll definitely allow closing
13 arguments. We might -- depending on -- let's say we
14 finish late on Wednesday. We would probably let you
15 -- give you time to go home and think over what you
16 want to say Wednesday evening. Or if we finish --
17 let's say we finish at noon on Thursday, give you an
18 hour or two to think over what you want to say in
19 closing, because I think that would probably be more
20 helpful to the Board than opening statements.

21 But either way, yes, we'll definitely
22 allow closing argument and opening statements. You're
23 not required do so either one, but I suspect you will
24 want to.

25 MR. BESSETTE: Your Honor, this is Paul

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1 Bessette. When I was talking about the questions to
2 the Board, I would refer everyone to the November
3 29th, 2017 initial scheduling order. There is some
4 additional guidance in there.

5 JUDGE SPRITZER: Okay.

6 MS. HILDT-TREAT: Your Honor, this is
7 Natalie at C-10. I just wanted to go over again the
8 process for the limited public comment sessions on the
9 evening before, on Monday evening.

10 So I see that people can either file to
11 make comments ahead of time by the 13th or sign up on
12 site. And we see the requirements for ID and what
13 people can bring. Is there anything more about -- is
14 it a strict public comment period or is there going to
15 be any introduction from anybody at the Board about
16 what the proceeding is? Any opening remarks about the
17 proceeding?

18 JUDGE SPRITZER: Only just to limit --
19 make clear what the time limits are as far as how many
20 people we have. If we have 10 people, we can allow
21 them more time. If we have 50 people, we're going to
22 have to be very tight on time limits. But we're not
23 going to make any general introduction other than to
24 tell what the case -- we'll give a brief summary what
25 the case is about, but I don't think I -- (audio

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1 interference) -- to the limited appearance session
2 they have some idea at least what it's about.

3 MS. HILDT-TREAT: Okay. Thank you.

4 JUDGE SPRITZER: Yes, we want to keep our
5 part to a minimum so we give maximum time for people
6 to comment. I suspect they're not coming there to
7 listen to us.

8 So, okay. Anything else? I guess if
9 anybody had any other comments about the limited
10 appearance session, we could also address those if
11 necessary.

12 (No audible response.)

13 JUDGE SPRITZER: All right. Staff, did
14 you cover all the areas you wanted to mention?

15 MR. WACHUTKA: Yes, Your Honor, that's all
16 we had questions on.

17 JUDGE SPRITZER: Okay. All right. Very
18 good. Thank you for attending. We will be -- so we
19 should be -- and I guess what, in the next week or two
20 Intervener's redacted versions of 7 and 28?

21 MS. CURRAN: Yes.

22 JUDGE SPRITZER: Is that a fair estimate?
23 Okay.

24 MS. CURRAN: It's probably going to be
25 sometime next week because I'm going to be out of town

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1 for a couple days this weekend. We're still working
2 on a proposal, but sometime next week I think you
3 should be getting both of those.

4 JUDGE SPRITZER: All right. Yes, in terms
5 of how -- the order on the 24th, I think we would
6 start by moving the exhibits into evidence. That
7 would be the first thing on the agenda followed by
8 opening arguments. And then we'll move into the
9 witnesses.

10 All right. Unless there's anything
11 further, we will conclude the prehearing conference
12 and look forward to seeing all of you in
13 Massachusetts.

14 (Whereupon, the above-entitled matter went
15 off the record at 2:31 p.m.)

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