

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

Before Administrative Judges:

William J. Froehlich, Chairman
Dr. Gary S. Arnold
Nicholas G. Trikouros

In the Matter of

NEXTERA ENERGY POINT BEACH, LLC

(Point Beach Nuclear Plant, Units 1 and 2)

Docket Nos. 50-266-SLR and 50-301-SLR

ASLBP No. 21-971-02-SLR-01

July 14, 2021

ORDER
(Adopting Transcript Corrections)

Before the Board is a joint motion for correction of the official transcript of the June 22, 2021 oral argument submitted by the NRC Staff, on behalf of itself, NextEra Energy Point Beach, LLC, and Physicians for Social Responsibility Wisconsin (collectively, the Participants).¹ The Participants request that the Board issue an order correcting the official transcript of the oral argument as set forth in the attachment to the joint motion.²

The Board has reviewed the transcript of the oral argument and the Participants' proposed corrections. The Board hereby adopts the proposed corrections, with certain additional corrections,³ as set forth in the Appendix to this Order. The Board finds the corrections, as listed in the Appendix to this Order are necessary to ensure that the transcript accurately reflects the statements made during the oral argument. The transcript of the oral

¹ Joint Motion for Correction of the Official Transcript of the Oral Argument Held on June 22, 2021 (July 12, 2021).

² Id., attach., Official Transcript Errata Sheet (June 22, 2021 Oral Argument).

³ The Board has identified its corrections with an asterisk.

argument is revised per the Appendix to this Order and constitutes the official record of June 22, 2021 oral argument in this proceeding.⁴

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

William J. Froehlich, Chairman
ADMINISTRATIVE JUDGE

Rockville, Maryland
July 14, 2021

⁴ 10 C.F.R. § 2.327(b), (d).

APPENDIX – OFFICIAL TRANSCRIPT ERRATA SHEET

NextEra Energy Point Beach, LLC (Point Beach Nuclear Plant, Units 1 and 2) Docket Nos. 50-266 & 50-301-SLR
June 22, 2021 Oral Argument

Page	Line	Original	Correction	Speaker
* Cover	6	teleconference	Oral Argument	--
* 1	16	Video Teleconference	Video Oral Argument	--
2	14	MITZY	MITZI	--
2	24	mitzy.young	mitzi.young	--
4	11	Mitzy	Mitzi	--
* 5	23	Plants 1 and 2	Plant, Units 1 and 2	Judge Froehlich
* 5	25	respectfully	respectively	Judge Froehlich
* 7	15	Subsections I through VI	Subsections (i) through (vi)	Judge Froehlich
* 8	7	participant	participants	Judge Froehlich
* 8	17	Mr. Froehlich	Judge Froehlich	Mr. Curry
* 9	19	Then rule the, you'll be set	Then you'll be set	Judge Froehlich
10	10	Your frozen	You're frozen	Judge Froehlich
10	12	accept	except	Mr. Lodge
11	17	Mitzy	Mitzi	Ms. Young
11	21	Contention	Contentions	Ms. Young
13	19	discretion	discussion	Mr. Lodge
15	24	been	be	Mr. Lodge
16	18	indicted	indicated	Mr. Lodge
17	22	worse	worst	Mr. Lodge
20	7	PWRs	BWRs	Mr. Lodge
20	16	seriously	serious	Mr. Lodge
21	3	is a	is for	Mr. Lodge
21	22	residents	residence	Mr. Lodge
* 22	1	co2	CO2	Mr. Lodge
23	13	integrity	integrated	Mr. Lodge
23	17-18	used baseload	used was baseload	Mr. Lodge
24	25	recommended	regulated	Mr. Lewis
25	4	concludes and that	conclusions in an	Mr. Lewis
25	9	part	report	Mr. Lewis

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Page	Line	Original	Correction	Speaker
25	10–11	determinations as a consequence and nothing	determinations. As a consequence, nothing further is required.	Mr. Lewis
25	16–17	is the data, as the data	as the data	Mr. Lewis
25	18	(audio interference)	counsel’s	Mr. Lewis
25	25	arguing	arguing,	Mr. Lewis
26	5	doctorate	doctrine	Mr. Lewis
26	14	51.53(c)(3)(ii)(B)	51.53(c)(3)(ii)(B),	Mr. Lewis
26	15	time to renew	timely renewal	Mr. Lewis
26	18	the NPDES permit	that the NPDES permit	Mr. Lewis
26	24–25	Yankee case. They	Yankee case, they	Mr. Lewis
27	3	proceedings and limitation in Section 511 of the Clean	proceedings, the limitation in Section 511 of the Clean	Mr. Lewis
27	8	general	genuine	Mr. Lewis
27	11	effected	affected	Mr. Lewis
27	14	an	and	Mr. Lewis
27	22–23	that as a super predatory	the plant as a super predator	Mr. Lewis
* 27	23	is simply a conclusory	is simply conclusory	Mr. Lewis
29	17	it clear	is clear	Ms. Leidich
32	22	produced	produce	Ms. Leidich
33	23–24	turn to contracts billed	enter into contracts, build,	Ms. Leidich
* 34	3	transition	transmission	Ms. Leidich
* 34	11	does not nothing	does nothing	Ms. Leidich
34	14	environmental	environmentally	Ms. Leidich
35	16	Mitzy	Mitzi	Ms. Young
36	3	close	closed	Ms. Young
* 36	3	plant once the cooling	plant’s once-through cooling	Ms. Young
36	10	reduction	a reduction	Ms. Young
36	23	the mission	Commission	Ms. Young
37	1	report. Or environmental impact statement	report, or environmental impact statement	Ms. Young

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Page	Line	Original	Correction	Speaker
37	10	dictated	dictate	Ms. Young
37	14	relay	rely	Ms. Young
37	17	accepting	assessing	Ms. Young
37	19	considered	contention	Ms. Young
37	20	challenged	challenges	Ms. Young
37	22–23	directing the petition	the requisite petition	Ms. Young
37	24	report	support	Ms. Young
38	4	to	are	Ms. Young
38	24	required	expires	Ms. Young
38	24	renew	renewal	Ms. Young
39	2	peddling	implementing	Ms. Young
39	8	effluence	effluents	Ms. Young
39	9	effluence	effluents	Ms. Young
39	18	intact	intake	Ms. Young
* 39	18–19	of additions over	an additional	Ms. Young
39	19	intact	intake	Ms. Young
39	20	deterrent	deterrence	Ms. Young
* 39	21	deter from alewife from	deter alewife from	Ms. Young
39	22	intact	intake	Ms. Young
39	23	Petitioner	Petitioner's	Ms. Young
39	24	that	with	Ms. Young
40	2	accumulative	cumulative	Ms. Young
40	6	reasonable	reasonably	Ms. Young
40	6	concluded in	concluded SMALL in	Ms. Young
40	7	because there of	because of	Ms. Young
40	9	whether to	if it were to	Ms. Young
40	14	to	in	Ms. Young
41	3	ultimate	alternate	Ms. Young
41	5	determination	determinations	Ms. Young
41	13	stated	dated	Ms. Young

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Page	Line	Original	Correction	Speaker
* 41	17	were ever	ever	Ms. Young
41	23	environment	environmental	Ms. Young
42	18–19	which is a portion of the extension that is	because a portion of the contention is	Mr. Jones
42	24	often	all	Mr. Jones
44	17	should	show	Mr. Jones
46	19	TLAA	TLAAs	Mr. Wachutka
46	20	AMP	AMPs	Mr. Wachutka
47	7	PLAA	TLAA	Mr. Wachutka
47	7	coolant	fluence	Mr. Wachutka
47	9	PLAA	TLAA	Mr. Wachutka
47	10	PLAA	TLAA	Mr. Wachutka
47	14	withdraw	withdrawal	Mr. Wachutka
48	15	a side	besides	Mr. Wachutka
48	16	withdraw	withdrawal	Mr. Wachutka
49	9	explained	explain	Mr. Wachutka
49	10	both	those	Mr. Wachutka
52	15	coolant	cooling	Mr. Lodge
52	15	Respectively,	Respectfully,	Mr. Lodge
53	1	foregoing	ongoing	Mr. Lodge
53	2	estimated at	was estimated at	Mr. Lodge
53	9	problem is is that	problem is that	Mr. Lodge
53	10	habitat and wildlife	habitat loss and wildlife	Mr. Lodge
53	14	4.5 percent the	4.5 percent of the	Mr. Lodge
53	21	cooling chart	cooling tower	Mr. Lodge
54	10	substantive	substantively	Mr. Lodge
54	23	bend	wind	Mr. Lodge
54	24	conversation	conservation	Mr. Lodge
55	21	profit	plummet	Mr. Lodge
56	5	is all keeping	is all that is keeping	Mr. Lodge

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Page	Line	Original	Correction	Speaker
57	2	of the	or the	Mr. Lewis
57	4–5	communities, or the	communities on the	Mr. Lewis
57	19–20	on commercial	of commercial	Mr. Lewis
63	20	continues the pace	continues apace	Mr. Lodge
65	25	supporting	supported	Ms. Young
66	1	where the alternative	here that the alternative's	Ms. Young
74	22	is	is ongoing	Mr. Lewis
74	23–24	have to inform the NRC staff of material developments and if there was an NRC proceeding and the board and the parties	have to inform the NRC staff of material developments – and if there was an NRC proceeding, and the board and the parties –	Mr. Lewis
75	12	NRC was going	NRC from going	Mr. Lewis
* 75	20	in contention one?	on contention 1?	Judge Froehlich
77	6	461	4.6.1	Judge Trikouros
77	7	462	4.6.2	Judge Trikouros
81	12	require and is precluded by Section 511	require is precluded by Section 511	Mr. Lewis
83	20–21	be to at least on the standard	be subject to the reasonableness standard	Ms. Young
86	3	we're	were	Judge Froehlich
88	18	fluids	fluence	Ms. Leidich
90	23	at all	if at all	Mr. Lodge
95	11	NUREG 21.92	NUREG-2192	Mr. Wachutka
96	7	information, they just receive that	information or how they dispute that	Mr. Wachutka
106	18	merit.	merits.	Mr. Lodge
109	9	baseline	baseload	Ms. Leidich
110	13	prohibited	prohibitive	Mr. Lewis
112	17	predicate's	predicate is	Mr. Lewis
125	10	if for	is for	Judge Trikouros
126	7	Not only is it cyclical,	Not only is it not cyclical,	Mr. Lewis

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127	5	Florida in Florida	FPL in Florida	Mr. Lewis
129	2	exculpated	expanded	Mr. Lodge
129	23	invitation	indication	Judge Trikouros
131	8–9	New Reg 14 - - New Reg 14-37	NUREG-14 - - NUREG-1437	Mr. Jones
132	4	poly sci	poli-sci	Mr. Lodge

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of)
)
NEXTERA ENERGY POINT BEACH, LLC)
) Docket Nos. 50-266 and 50-301-SLR
)
(Point Beach Nuclear Plant,)
Units 1 and 2))

CERTIFICATE OF SERVICE

I hereby certify that copies of the **ORDER (Adopting Transcript Corrections)** have been served upon the following persons by Electronic Information Exchange.

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Point Beach Nuclear Plant (Units 1 and 2)
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ORDER (Adopting Transcript Corrections)

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Dated at Rockville, Maryland,
this 14th day of July 2021.

Office of the Secretary of the Commission