

October 12, 2012

MEMORANDUM FOR: Brooke Poole, Director  
Office of Commission Appellate Adjudication

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 9:00 A.M.,  
FRIDAY, OCTOBER 12, 2012, COMMISSIONERS'  
CONFERENCE ROOM, ONE WHITE FLINT NORTH,  
ROCKVILLE, MARYLAND (OPEN TO PUBLIC ATTENDANCE)

I. SECY-12-0135 – Entergy Nuclear Operations, Inc. (Indian Point Nuclear Generating Units 2 and 3) — Entergy’s Petition for Interlocutory Review of Board Order Granting Cross-Examination to New York State and Entergy’s Stay Request

The Commission<sup>1</sup> approved a Memorandum and Order responding to a petition by Entergy Nuclear Operations, Inc. for interlocutory review of the September 21, 2012, Board Order granting cross-examination to New York State, and Entergy’s companion request to stay the Board Order or the upcoming evidentiary hearing, pending resolution of its petition. The Memorandum and Order denies Entergy’s petition for review, provides guidance to the Board, and denies Entergy’s stay request as moot.

(Subsequently, on October 12, 2012, the Secretary signed the Memorandum and Order.)

cc: Chairman Macfarlane  
Commissioner Svinicki  
Commissioner Apostolakis  
Commissioner Magwood  
Commissioner Ostendorff  
EDO  
OGC  
CFO  
OCA  
OIG  
OPA  
Office Directors, Regions, ACRS, ASLBP (via E-Mail)  
PDR

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<sup>1</sup> Commissioner Apostolakis did not participate in this matter.