

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
ENTERGY NUCLEAR VERMONT)
YANKEE, LLC AND ENTERGY) Docket No. 50-271-LA
NUCLEAR OPERATIONS, INC.)
)
(Vermont Yankee Nuclear Power Station))

**STATE OF VERMONT’S UNOPPOSED MOTION FOR AN EXTENSION OF TIME
TO FILE A REPLY TO NRC STAFF AND ENTERGY
ANSWERS TO THE STATE OF VERMONT’S NOTICE OF INTENTION TO
PARTICIPATE, PETITION TO INTERVENE, AND HEARING REQUEST, AND
REQUEST FOR RESCHEDULING OF PREHEARING CONFERENCE**

INTRODUCTION

Pursuant to 10 C.F.R. § 2.307(a), the Atomic Safety and Licensing Board’s (“Board”) October 6, 2014 Order Granting Request to Clarify Schedule for Answers and Reply,¹ and Order (Scheduling Pre-Hearing Conference Call) dated October 23, 2014,² issued in the above-captioned proceeding, the State of Vermont (“State”), through the Vermont Department of Public Service, submits the following unopposed motion for an extension of time to file a reply to U.S. Nuclear Regulatory Commission (“NRC”) Staff (“NRC Staff”), and Entergy Nuclear Vermont Yankee, LLC and Entergy Nuclear Operations, Inc. (together, “Entergy”) answers³ in opposition to the State of Vermont’s Notice of Intention to Participate, Petition to Intervene, and Hearing

¹ Board Order (Granting Request to Clarify Schedule and Answers and Reply) (Oct. 6, 2014) (unpublished) (Agency Documents Access and Management System [ADAMS] Accession No. ML 14279A281).

² Board Order (Scheduling Pre-Hearing Conference Call) (Oct. 23, 2014) (ADAMS Accession No. 14296A398).

³ NRC Staff’s Answer to Vermont Department of Public Service Notice of Intention to Participate, Petition to Intervene, and Hearing Request (Oct. 20, 2014) (ADAMS Accession No. ML14293A114); Entergy’s Answer Opposing the State of Vermont’s Notice of Intention to Participate, Petition to Intervene, and Hearing Request (Oct. 20, 2014) (ADAMS Accession No. ML14293A701).

Request (“Petition”),⁴ and to reschedule a prehearing conference call scheduled for October 29, 2014. The State has been diligent in its efforts to research and draft a reply to the NRC Staff and Entergy answers to the Petition. The reply is due today, October 27, 2014, pursuant to the Board’s October 6 Order. However, the significant research required, coupled with undersigned counsel’s lack of experience with NRC proceedings have made an extension request necessary. The State respectfully requests that the Board grant an extension of time for the State to file its reply on Friday, October 31, 2014. The State is authorized to represent that both the NRC Staff and Entergy do not oppose this extension request.

A prehearing conference call has been scheduled for October 29, 2014 at 2:00. The State respectfully requests that the Board cancel the prehearing conference call and reschedule the call to a date later than October 31, 2014. Rescheduling the call will enable the Board and the parties to review all relevant filings prior to the prehearing conference. The State is also authorized to represent that the NRC Staff and Entergy do not oppose this request to reschedule the prehearing conference call.

Respectfully submitted,

/Signed (electronically) by/
Aaron Kisicki
Counsel for the State of Vermont
Vermont Department of Public Service
112 State Street – Drawer 20
Montpelier, VT 05620
(802) 828-3785
aaron.kisicki@state.vt.us

Dated at Montpelier, Vermont
this 27th day of October, 2014

⁴ Vermont Department of Public Service Notice of Intention to Participate, Petition to Intervene, and Hearing Request (Sept. 22, 2014) (ADAMS Accession No. ML14267A524).

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
ENTERGY NUCLEAR VERMONT)
YANKEE, LLC AND ENTERGY) Docket No. 50-271-LA
NUCLEAR OPERATIONS, INC.)
)
(Vermont Yankee Nuclear Power Station))

CERTIFICATE OF SERVICE

Pursuant to 10 C.F.R. § 2.305, I hereby certify that copies of the forgoing State of Vermont's Unopposed Motion for an Extension of Time to File a Reply to NRC Staff and Entergy Answers to The State of Vermont's Notice of Intention to Participate, Petition to Intervene, and Hearing Request, and Request for Rescheduling of Prehearing Conference, dated October 27, 2014, have been served upon the Electronic Information Exchange, the NRC's E-filing System, in the above-captioned proceeding, this 27th day of October, 2014.

/Signed (electronically) by/
Aaron Kisicki
Counsel for the State of Vermont
Vermont Department of Public Service
112 State Street – Drawer 20
Montpelier, VT 05620
Tel: (802) 828-3785
aaron.kisicki@state.vt.us

Dated at Montpelier, Vermont
this 27th day of October, 2014