documents are available at the NRC’s Public Document Room, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852, and are available online in the NRC Library at http://www.nrc.gov/reading-rm.html.

Copies of Renewed Facility Operating License Nos. DPR–70 and DPR–75 may be obtained by writing to the U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001. Attention: Director, Division of License Renewal.


Dated at Rockville, Maryland, this 30th day of June, 2011.

For the Nuclear Regulatory Commission.

Bo M. Pham,
Chief, Projects Branch 1, Division of License Renewal, Office of Nuclear Reactor Regulation.

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NUCLEAR REGULATORY COMMISSION

[R–2011–0150; Docket Nos. 50–003, 50–247, and 50–286; License Nos. DPR–5, DPR–26, and DPR–64]

Entergy Nuclear Indian Point 2, LLC, Entergy Nuclear Indian Point 3, LLC, Entergy Nuclear Operations, Inc.; Receipt of Request for Action

Notice is hereby given that by petition dated March 28, 2011, Eric T. Schneiderman, Attorney General for the State of New York, the petitioner, has asked the U.S. Nuclear Regulatory Commission (NRC) to take enforcement action against Entergy Nuclear Operations, Inc. (Entergy), and its affiliates for violations of the agency’s 1980 fire safety regulations at Indian Point Nuclear Generating Unit 1, 2, and 3. The petitioner asked the NRC to take immediate action by issuing an order that requires the following actions:

• Identify the violations of paragraphs F and G of Section III of Appendix R, “Fire Protection Program for Nuclear Power Facilities Operating prior to January 1, 1979,” to Title 10 of the Code of Federal Regulations (10 CFR) part 50, “Domestic Licensing of Production and Utilization Facilities,” that exist as of the date of the petition (i.e., March 28, 2011) at Indian Point Units 1, 2, and 3.
• Compel Entergy and its affiliates to comply on or before September 20, 2011, with the requirements in paragraphs F and G for all the fire zones in Indian Point Units 2 and 3 and any Indian Point Unit 1 fire zone or system, structure, or component relied on by Indian Point Units 2 and 3.
• Convene an evidentiary hearing before the Commission to adjudicate the violations by Entergy and its affiliates of paragraphs F and G at Indian Point Units 1, 2, and 3.

As the basis for the request, the petitioner stated, in part, the following:

• The petitioner cited the population centers adjacent to the Indian Point facility. The petitioner described past investigations by both the NRC Office of Investigations and the Government Accountability Office on fire barriers, most specifically Thermo-Lag and Thermo-Lag ACM. The petitioner stated that the NRC staff has not been aggressive in resolving fire barrier issues or in taking