

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

BEFORE THE SECRETARY

In the Matter of)	
)	
ENTERGY NUCLEAR OPERATIONS, INC.,)	
ENTERGY NUCLEAR GENERATION)	
COMPANY, AND HOLTEC)	Docket Nos. 50-293 & 72-1044
DECOMMISSIONING INTERNATIONAL,)	
LLC; CONSIDERATION OF APPROVAL OF)	
TRANSFER OF LICENSE AND)	
CONFORMING AMENDMENT)	
)	
(Pilgrim Nuclear Power Station))	

**UNOPPOSED MOTION OF THE COMMONWEALTH OF
MASSACHUSETTS FOR AN ENLARGEMENT OF TIME TO FILE ITS REPLY**

Pursuant to 10 C.F.R. § 2.307, Petitioner, the Commonwealth of Massachusetts (Commonwealth or Massachusetts), respectfully requests a brief enlargement of time to file its reply to the Applicants’ Answer Opposing the Commonwealth’s Petition for Leave to Intervene and Hearing Request, which spans sixty-four pages, from March 25, 2019 up to and including April 1, 2019. The Applicants, Entergy Nuclear Operations, Inc. (Entergy), Holtec International, and Holtec Decommissioning International, LLC,¹ do not object to this request. In support of this motion, the Commonwealth states as follows:

1. This matter concerns the Commonwealth’s petition for leave to intervene and hearing request under 10 C.F.R. § 2.309 on the Applicants’ License Transfer Application (Application or LTA), Holtec’s unconditioned Exemption Request to use Pilgrim’s Decommissioning Trust Fund for site restoration and spent fuel management costs (incorporated into the LTA by LTA

¹ In this Petition, Entergy refers to Entergy Nuclear Operations, Inc. and Entergy Nuclear Generation Company, and Holtec refers to Holtec International and Holtec Decommissioning International, LLC.

Enclosure 2), and Holtec's Revised Post-Shutdown Decommissioning Activities Report (PSDAR) and Site-Specific Cost Estimate (incorporated into the LTA by LTA Attachment D). On February 20, 2019, the Commonwealth filed its petition for leave to intervene and hearing request. On March 18, 2019, the Applicants filed their response to the petition. The Commonwealth's reply is currently due on or before March 25, 2019.

2. This matter raises issues that are of critical importance to the Commonwealth, its agencies, and its residents. Undersigned counsel for the Commonwealth are in the midst of very busy schedules and need the requested additional time to ensure that they have enough time to review and research the issues raised by the Applicants in their lengthy answer and to draft a reply that is appropriate given the significant nature of the matter. For example, undersigned counsel Schofield is lead counsel on a multi-state brief for a case pending before the U.S. Court of Appeals for the First Circuit, which raises complicated constitutional issues and that is due on April 12, 2019. Given the nature of that case and the level of review, the preparation time for that brief will coincide with preparation of the Commonwealth's reply in this matter. Similarly, undersigned counsel Dorfler has a rate case hearing before the Massachusetts Department of Public Utilities currently scheduled for April 8, 2019 through April 12, 2019, which will also require preparation that will coincide with preparation of the Commonwealth's reply in this matter.

3. The Commonwealth's reply is also subject to review by management in the Attorney General's Office and in executive agencies of the Commonwealth, including the Executive Office on Energy and Environmental Affairs. Undersigned counsel thus also needs the requested additional time to ensure that there is sufficient time to complete that process prior to the filing date.

4. The Commonwealth consulted with the Applicants regarding this motion pursuant to 10 C.F.R. § 2.323, on March 15, 2019. Counsel for the Applicants has courteously indicated that the Applicants do not object to this requested enlargement of time. The Commonwealth also conferred with Petitioner Pilgrim Watch regarding this motion. A representative of Pilgrim Watch indicated that Pilgrim Watch does not oppose the requested enlargement of time, but specifically asked that any enlargement of time granted to the Commonwealth for filing its reply also apply to Pilgrim Watch.

* * *

For the foregoing reasons, and for good cause shown, the Commonwealth requests that the Secretary grant this motion and modify the current deadline by which the Commonwealth must serve its reply to the Applicants' answer to the petition for leave to intervene and hearing request from March 25, 2019 up to and including April 1, 2019.

Respectfully submitted this 18th day of March, 2019,

Respectfully submitted,

COMMONWEALTH OF MASSACHUSETTS

By their attorneys,

MAURA HEALEY
ATTORNEY GENERAL

Signed (electronically) by _____

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Dated: March 18, 2019

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CERTIFICATION OF SERVICE

Pursuant to 10 C.F.R. § 2.305, I certify that copies of the Commonwealth of Massachusetts's Petition for Leave to Intervene and Hearing Request and the Five attached Declarations have been served upon the Electronic Information Exchange, the NRC's e-filing system, in the above-captioned proceeding this 18th day of March 2019.

Signed (electronically) by _____
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Dated: March 18, 2019