

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

Before Administrative Judges:

Paul S. Ryerson, Chairman  
Dr. Michael F. Kennedy  
Dr. Richard E. Wardwell

In the Matter of

ENTERGY NUCLEAR VERMONT YANKEE,  
LLC, AND ENTERGY NUCLEAR  
OPERATIONS, INC.

(Vermont Yankee Nuclear Power Station)

Docket No. 50-271-LA-2

ASLBP No. 15-937-02-LA-BD01

March 13, 2015

ORDER

(Denying Motion to Stay the Proceeding)

The Vermont Department of Public Service, on behalf of the State of Vermont, moves for a stay in this proceeding while the Commission considers a Petition for Reconsideration related to the Commission's approval of certain exemptions from emergency planning requirements at the Vermont Yankee Nuclear Power Station.<sup>1</sup> Because Vermont's attorney did not certify that he "made a sincere effort to contact other parties in the proceeding and [to] resolve the issue(s) raised in the motion," as required by 10 C.F.R. § 2.323(b), the motion is denied. Vermont may refile its motion after making the required consultations.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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Paul S. Ryerson, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
March 13, 2015

<sup>1</sup> State of Vermont's Motion to Stay the License Amendment Proceeding Pending Commission Reconsideration (Mar. 12, 2015).

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(Vermont Yankee Nuclear Power Station) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Denying Motion to Stay the Proceeding)** have been served upon the following persons by the Electronic Information Exchange.

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DOCKET NO. 50-271-LA-2

**ORDER (Denying Motion to Stay the Proceeding)**

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[Original signed by Herald M. Speiser \_\_\_\_]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 13<sup>th</sup> day of March, 2015