



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

March 29, 2011

Mr. Michael Mulligan
P.O. Box 161
Hinsdale, NH 03451

Dear Mr. Mulligan:

Your letter dated February 24, 2011, addressed to Mr. William Borchardt, Executive Director for Operations, has been referred to the Nuclear Regulatory Commission's (NRC) Office of Nuclear Reactor Regulation pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Section 2.206. In your petition, you expressed a concern regarding the Entergy's release of a public relation video detailing security related information of Vermont Yankee Nuclear Power Station (VY) and requested an emergency shutdown of VY.

The Petition Review Board (PRB) met on March 3, 2011, and denied your request for immediate shutdown of VY. The PRB determined that there was no immediate safety concern to the plant or to the public health and safety. The PRB concluded that the video had been edited and controlled by Entergy and there was no release of sensitive or security-related information. Therefore, the PRB denied the request to immediately shutdown VY. On March 3, 2011, you were informed of the PRB's decision on the immediate action and you requested to address the PRB prior to its initial meeting to provide supplemental information for the PRB's consideration.

By teleconference on March 8, 2011, you provided information to the PRB as further explanation and support for your petition. A transcript of that teleconference, which supplements your petition, has been provided to you and is publicly available in the Agencywide Documents Access and Management System (ADAMS) under Accession No. ML110730373.

The NRC's PRB met on March 14, 2011, to discuss your petition. In addition to the petition, the PRB also considered information you provided via the transcribed teleconference on March 8, 2011. The PRB made an initial recommendation to not accept your petition because your petition did not meet the criteria for review. You stated the video gives visual cues to possible terrorists and represents a vulnerability in the security of VY. The NRC staff has viewed the video and has confirmed that no safeguards/security-related information is contained in the video. Therefore, the PRB concluded that you failed to provide a credible set of facts to warrant further inquiry of this petition.

The NRC staff informed you of the PRB's initial determination on March 22, 2011, and you requested a second opportunity to address the PRB.

On March 28, 2011, you addressed the PRB via a transcribed teleconference in response to the PRB's initial recommendation. The PRB determined that the information you provided pertaining to the release of a public relations video detailing security-related information had already been considered by the PRB.

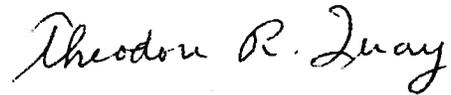
M. Mulligan

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The PRB's final determination is to not accept your petition request for review under the 10 CFR 2.206 process because your petition did not meet the criteria for review as stated in NRC Management Directive 8.11, "Review Process for 10 CFR 2.206 Petitions."

Thank you for your interests in these matters.

Sincerely,

A handwritten signature in cursive script that reads "Theodore R. Quay".

Theodore R. Quay, Deputy Director
Division of Policy and Rulemaking
Office of Nuclear Reactor Regulation

Docket No. 50-271

cc: Distribution via Listserv

M. Mulligan

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The PRB's final determination is to not accept your petition request for review under the 10 CFR 2.206 process because your petition did not meet the criteria for review as stated in NRC Management Directive 8.11, "Review Process for 10 CFR 2.206 Petitions."

Thank you for your interests in these matters.

Sincerely,

/ra/

Theodore R. Quay, Deputy Director
Division of Policy and Rulemaking
Office of Nuclear Reactor Regulation

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