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November 30, 2009

VIA E-mail and Regular Mail

Ms. Margaret Henderson
Interim Executive Director
Texas Low-Level Radioactive Waste Disposal Compact Commission
3616 Far West Blvd., Ste. 117, # 294
Austin, Texas 78731

Re: Petition Authorizing Vermont Yankee Nuclear Power Station to export Class A Low-Level Radioactive Waste for Disposal in EnergySolutions' Facility Near Clive, Utah

Dear Ms. Henderson:

Please find enclosed an amended petition (the "Petition") of Vermont Yankee Nuclear Power Station ("Vermont Yankee") to export Class A low-level radioactive waste generated at Vermont Yankee for disposal in the EnergySolutions facility near Clive, Utah. Vermont Yankee respectfully requests that the Petition be considered and approved by the Texas Low-Level Radioactive Waste Compact Commission (the "Commission") at its December 10-11, 2009 meeting.

By Order signed September 9, 2009 (the "Order"), the Commission authorized Vermont Yankee to export for disposal, among other things, 880 cubic feet of Class A Resin. The current deadline to export this waste is February 28, 2010.

Vermont Yankee requests that the February 28, 2010 deadline be extended to September 30, 2010. The request date of September 30, 2010 is also the date by which all other wastes covered by the Order must be exported.

In addition, Vermont Yankee is requesting an increase in the volume of Class A Resin authorized to be exported from 800 cubic feet to 900 cubic feet, plus a 10% contingency, for a total increase of 110 cubic feet of Class A Resin. The requested increase would result in a total increased volume of Class A Resin authorized for export between July 31, 2009 and September 30, 2010 from 880 to 990 cubic feet. The reason for the increase is because Vermont Yankee initially requested that the Commission

Vermont Yankee Amended Export Petition

Page 2

authorize shipment of a conservative estimate of Class A Resin in order to avoid a request to the Commission to authorize shipment of a higher volume than Vermont Yankee actually needs. However, after further calculations, Vermont Yankee has determined that it has a need to ship approximately 100 cubic feet more of Class A resins than initially anticipated, plus a 10% contingency.

As the Commission will recall, the September 30, 2010 deadline is what was originally requested by Vermont Yankee for export of Class A Resin. If the compact facility will not be ready to accept waste for disposal by February 1, 2011, as currently advertised by Waste Control Specialists, such delay would likely compel the need to extend the term and increase the volumes and types of waste for disposal in the *EnergySolutions* facility for the delay period.

Vermont Yankee's Petition is being sent via e-mail and through the regular mail. Please confirm receipt. We would be pleased to provide you with any further information upon your written request if you or the Commission needs more information in order to act upon the Petition. Please contact me if there are any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Derek Seal", written in a cursive style.

Derek Seal

**Amended Petition to Export Class A Low-Level Radioactive
Waste for Permanent Disposal**

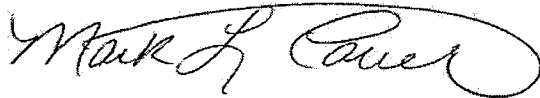
1. **Petitioner:** Vermont Yankee Nuclear Power Station, an affiliate of Entergy Nuclear Operations, Inc., with principal offices of Entergy Nuclear Operations, Inc. located at 440 Hamilton Ave., White Plains, New York 10601.
2. **Proposed Disposal Facility:** EnergySolutions, LLC's, non-compact, commercial facility near Clive, Utah, pursuant to a life-of-plant contract between Entergy Nuclear Operations, Inc. and EnergySolutions, LLC.

Note: All wastes will require volume reduction processing or treatment at EnergySolutions' facilities in Tennessee prior to disposal at EnergySolutions' facilities in Utah pursuant to the existing contract agreement.

3. **Effective Period:** From July 31, 2009 through September 30, 2010
4. **Specified Amount:** The table below estimates the volume and waste type that will be shipped during the period of this petition. The waste quantity provided below represents an untreated waste volume that will be shipped from Vermont Yankee Nuclear Power Station. Pursuant to the existing contract with EnergySolutions, waste treatment decisions, methods and timing occur at EnergySolutions' discretion to provide optimized cost.

<i>Dry Active Waste ft³</i>	<i>Class A Resin ft³</i>	<i>Total Estimate ft³</i>
25,000	900	25,900
	10% Contingency	2,590
	Total Petition ft³	28,490

Submitted this the 30th day of November, 2009.



Mark L. Carver
Entergy Services, Inc.
Manager, Fleet Radwaste

TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT
COMMISSION

Order Authorizing the Export of Waste

Vermont Yankee Nuclear Power Station/Entergy Nuclear Operations, Inc.

On or about November 30, 2009 the Texas Low-Level Radioactive Waste Disposal Compact Commission ("Commission") received from Vermont Yankee Nuclear Power Station/Entergy Nuclear Operations, Inc. ("Vermont Yankee") a Petition to amend a portion of the Commission Order dated September 9, 2009 which authorizes Vermont Yankee to Export Class A Low-Level Radioactive Waste for Permanent Disposal (the "Petition") in the EnergySolutions, LLC facility located near Clive, Utah. The Petition was filed pursuant to Section 3.05(7) of the Texas Low-Level Radioactive Waste Disposal Compact.

By a vote of [X-X] at the Commission's meeting posted for December 10 and 11, 2009, a majority of the members of the Commission approved the Petition filed by Vermont Yankee on the terms stated in the Petition, subject only to the following terms and conditions:

1. Vermont Yankee will supply to the Commission:
 - a. Manifests and/or reports of volume, mass, and activity sent for ultimate disposal which are satisfactory to the Commission.
 - b. Final reconciliation of waste volume concluded not later than 180 days post Order period.
2. The period of the shipment of the waste from the site of generation is authorized as effective from July 31, 2009 and shall expire on September 30, 2010.

It is hereby ordered that Vermont Yankee is authorized to export low-level radioactive waste as requested in the Petition, subject to the terms and condition as stated in this Order. The Petition is attached to this Order. This Order supersedes the Commission Order dated September 9, 2009.

Signed December [XX], 2009

Michael Ford, Chairman