

October 12, 2004

Administrative Judge Alex S. Karlin, Chair
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3F23
Washington, DC 20555-0001

Administrative Judge Thomas S. Elleman
Atomic Safety and Licensing Board Panel
5207 Creedmoor Road, # 101
Raleigh, NC 27612

Administrative Judge Richard F. Cole
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3F23
Washington, DC 20555-0001

In the Matter of
DOMINION NUCLEAR NORTH ANNA, LLC
(Early Site Permit for North Anna ESP Site)
Docket No. 52-008-ESP

Dear Administrative Judges:

Pursuant to 10 C.F.R. § 2.336(d), the NRC staff hereby provides notice that the Hearing File for this proceeding has been updated. A supplement to the Hearing File Index, listing the additions to the Hearing File, is attached. Also attached is the Affidavit of Michael L. Scott. In accordance with the Licensing Board's Order of August 31, 2004, the staff is continuing to preserve and maintain all privileged documents during the pendency of this proceeding.

Respectfully submitted,

/RA/

Brooke D. Poole
Counsel for NRC Staff

Enclosures: Hearing File Index, Supplement 5
Affidavit of Michael L. Scott

DOMINION-52-008-ESP HEARING FILE INDEX
Supplement 5 - October 12, 2004

Accession Number:	Document Date	Title
ML042750117	12/31/2003	Documents Supporting Staff Review of North Anna ESP Application SSAR Chapter 2.3.1, Regional Climatology and Draft EIS Chapter 2.3.1, Climate.
ML042800346	10/5/2004	10/05/2004 - E-mail from V. Hull of Dominion regarding Response to August 2004 Request for Additional Information - North Anna Early Site Permit/Application.

Package - RespAug04RAI ML042790228

Accession Number:	Document Date	Title
ML042790231	12/31/2001	"Environmental Study of Lake Anna and the Lower North Anna River," Annual Report for 2001, Pages 27 - 54 (end).
ML042790235	10/4/2004	North Anna Early Site Permit Application Response to August 2004 Request for Additional Information. Enclosure 3 - Virginia Department of Conservation and Recreation Park Visitor and Boat Launch Data Sheets.
ML042790226	10/4/2004	Transmittal of North Anna Early Site Permit Application Response to August 2004 Request for Additional Information, and Enclosure 2, "Environmental Study of Lake Anna and the Lower North Anna River, Annual Report for 2001," Cover through Page 26.

October 6, 2004

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
DOMINION NUCLEAR NORTH ANNA, LLC)	Docket No. 52-008-ESP
)	
(Early Site Permit for North Anna ESP Site))	ASLBP No. 04-822-02-ESP
)	

AFFIDAVIT OF MICHAEL L. SCOTT CONCERNING MANDATORY DISCLOSURE
REQUIREMENT OF 10 C.F.R. § 2.336(d)

I, Michael L. Scott, being first duly sworn, do hereby state as follows:

1. I am employed as a Senior Project Manager in the New, Research and Test Reactors Program of the Division of Regulatory Improvement Programs in the Nuclear Regulatory Commission's ("NRC") Office of Nuclear Reactor Regulation. I serve as project manager for the NRC's review of the early site permit application submitted by Dominion Nuclear North Anna, LLC, at issue in this proceeding.
2. I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. §2.336 (b) and (d) in the captioned proceeding have been disclosed, in accordance with the Atomic Safety and Licensing Board's Order dated August 31, 2004, and that the disclosures are accurate and complete as of the date of this certification.
3. I hereby certify that the foregoing is true and complete to the best of my knowledge, information and belief.

/RA/

Michael L. Scott

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
DOMINION NUCLEAR NORTH ANNA, LLC)	Docket No. 52-008-ESP
)	
(Early Site Permit for North Anna ESP Site))	ASLBP No. 04-822-02-ESP

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated October 12, 2004, providing notice of the availability of an update to the hearing file, with attachment, together with the affidavit of Michael L. Scott, in the captioned proceeding have been served on the following through electronic mail, with copies to follow by deposit in the NRC's internal mail system, or through electronic mail, with copies to follow by deposit in the U.S. Mail, first class, as indicated by an asterisk, this 12th day of October, 2004:

Alex S. Karlin, Chairman
Administrative Judge
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Adjudication
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/RA/

Brooke D. Poole
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