

December 7, 2004

Administrative Judge Paul B. Abramson, Chair Administrative Judge David L. Hetrick
Atomic Safety and Licensing Board Panel 8740 East Dexter Drive
U.S. Nuclear Regulatory Commission Tucson, AZ 85715
Mail Stop: T-3F23
Washington, D.C. 20555-0001

Administrative Judge Anthony J. Baratta
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3F23
Washington, D.C. 20555-0001

In the Matter of
EXELON GENERATION COMPANY, LLC
(Early Site Permit for Clinton ESP Site)
Docket No. 52-007-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 Nanette V. Gilles. As required by 10 C.F.R. § 2.336(b)(5), the staff is also producing an update to the privilege log at this time. In addition, the staff shall preserve and maintain all privileged documents during the pendency of this proceeding.

Respectfully submitted,

/RA/

Shana Zipkin
Counsel for NRC Staff

Enclosures: Hearing File Index
 Affidavit of Nanette V. Gilles
 Privilege logs

November 30, 2004

HEARING FILE - ATTACHMENT A

Accession Number	Document Date	Title/Description
ML043290006	11/16/2004	Corrections / Clarifications to the Exelon Early Site Permit (ESP) Application Environmental Report for the Clinton ESP Site.

November 30, 2004

PRIVILEGE LOG
ATTACHMENT B - ATTORNEY CLIENT

The following documents are being withheld by the NRC Staff as "ATTORNEY-CLIENT" pursuant to 10 C.F.R. § 2.336(b)(5).

Accession Number	Author Name/Affiliation:	Title/Description:	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML043230467	Gilles N V, NRC/NRR/DRIP/R NRP	Pages from Exelon ESP Application, Section 2.1, Site Safety Analysis Report and RAI Response.	10/7/2004	- No Document Type Applies	,	Cheri Nagel	11
ML043270083	Gilles N V, NRC/NRR/DRIP/R NRP	Requested Legal Determination on Exclusion Area Authority and Control		Memoranda	Chandler L J, NRC/OGC	CHERI NAGEL	6

November 30, 2004

PRIVILEGE LOG
ATTACHMENT D - PREDECISIONAL/DELIBERATIVE PROCESS

The following documents are being withheld by the NRC Staff as "PREDECISIONAL/DELIBERATIVE PROCESS" pursuant to 10 C.F.R. § 2.336(b)(5).

Accession Number	Author Name/Affiliation:	Title/Description:	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML043290264	Harvey R B, NRC/NRR	11/17/2004 E-Mail re: GDC-2 Interpretation.	11/17/2004	E-Mail	Zalcman B, NRC/NRR	Cheri Nagel	2
ML043290262	Gilles N V, NRC/NRR/DRIP/R NRP	11/22/2004 E-Mail- Re: Fwd: ESP DSER Comment Resolution.	11/22/2004	E-Mail	Anand R K, Beckner W D, Dudes L, Scott M L, NRC/NRR/DRI P/RNRP	Cheri Nagel	2

December 1, 2004

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
EXELON GENERATION COMPANY, LLC.)	Docket No. 52-007-ESP
)	
(Early Site Permit for Clinton ESP Site))	ASLBP No. 04-821-01-ESP
)	

AFFIDAVIT OF NANETTE V. GILLES CONCERNING
MANDATORY DISCLOSURE REQUIREMENT OF 10 C.F.R. § 2.336(d)

I, Nanette V. Gilles, 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 Exelon Generation Company, 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, 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/

Nanette V. Gilles

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
EXELON GENERATION COMPANY, LLC.)	Docket No. 52-007-ESP
)	
(Early Site Permit for Clinton ESP Site))	ASLBP No. 04-821-01-ESP

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated December 7, 2004, providing notice of the availability of an update to the hearing file, with attachments, together with the affidavit of Nanette V. Gilles, 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 as indicated by a single asterisk, or through electronic mail, with copies to follow by deposit in the U.S. Mail, first class, as indicated by a double asterisk, this 7th day of December, 2004:

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Administrative Judge**
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/RA/

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