February 15, 2005

Administrative Judge Paul B. Abramson, Chair
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3F23
Washington, D.C. 20555-0001

Administrative Judge David L. Hetrick
8740 East Dexter Drive
Tucson, AZ 85715

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

February 8, 2005

HEARING FILE - ATTACHMENT A

Accession Number	Document Date	Title/Description
ML050390092	2/7/2005	02/07/05-E-mail-Potential Exelon ESP DSER Open Items.
ML050320230	2/4/2005	Potential Open Items for the Draft Safety Evaluation Report for the Exelon Early Site Permit Application.

February 8, 2005

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
ML050420233	Holzle C M, NRC	01/21/05 E-mail - 2.390 request for withholding.	1/21/2005	E-Mail	Gilles N V, NRC		2
ML050390078	Lemoncelli M T, NRC	02/02/05-e-mail-Re: Exelon Land Ownership Issue	2/2/2005	E-Mail	Segala J, NRC		2

February 8, 2005

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
ML050350380	Tardiff A, NRC	01/31/2005-E-Mail re: Addition to security section on all three ESPs.	1/31/2005	E-Mail	Scott M L, NRC/NRR/DRIP/RNRP	Cheri Nagel	2
ML050350385	Scott M L, NRC/NRR/DRIP/ RNRP	02/01/2005-E-Mail re: Re: Addition to Security section on all three ESPs.	2/1/2005	E-Mail	Tardiff A, NRC	Cheri Nagel	2
ML050390098	Tardiff A, NRC	02/02/05-E-mail- Re: Addition to security section on all three ESPs	2/2/2005	E-Mail	Gilles N V, NRC		1
ML050330161	Harvey R B, NRC/NRR/DSSA	Clinton ESP DEIS Section 5.10.1, "Design Basis Accidents."	1/31/2005	E-Mail	Lee J Y, NRC/NRR/DSSA	C-RBH	3

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML050340135	Leeds E J, NRC/NSIR/DPR	Concurrence Memo to: William D. Beckner from Eric Leeds, Subject: Review of Draft Safety Evaluation Report (DSER) for the Exelon Early Site Permit Application, dated 2/02/05.	2/2/2005	Memoranda, Safety Evaluation Report, Draft	Beckner W D, NRC/NRR/DRIP	Annette Stang	10

February 9, 2005

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 February 15, 2005, 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 15th day of February, 2005:

Administrative Judge
Paul B. Abramson, Chair
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-mail: PBA@nrc.gov)

Administrative Judge
Anthony J. Baratta
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-mail: AJB5@nrc.gov)

Administrative Judge**
David L. Hetrick
8740 East Dexter Drive
Tucson, AZ 85715
(E-mail: dlmwh@dakotacom.net)

Thomas S. O'Neill
Associate General Counsel
Exelon Nuclear
4300 Winfield Road
Warrenville, IL 60555
(E-mail: thomas.oneill@exeloncorp.com)

Office of the Secretary
ATTN: Docketing and Service
Mail Stop: 0-16C1
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555
(E-mail: HEARINGDOCKET@nrc.gov)

Office of Commission Appellate Adjudication*
Mail Stop 0-16C1
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Atomic Safety and Licensing Board*
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Michele Boyd
Legislative Representative, Public Citizen
215 Pennsylvania Avenue, SE
Washington, D.C. 20003
(E-mail: mboyd@citizen.org)

Howard A. Learner
Ann Alexander
Shannon Fisk
Environmental Law and Policy Center
35 East Wacker Drive, Suite 1300
Chicago, Illinois 60601
(E-mail: hlearner@elpc.org,
aalexander@elpc.org, sfisk@elpc.org)

Stephen P. Frantz
Paul M. Bessette
Alex S. Polonsky
Morgan, Lewis & Bockius, LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
(E-mail: sfrantz@morganlewis.com,
pbessette@morganlewis.com,
apolonsky@morganlewis.com)

Diane Curran
Harmon, Curran, Spielberg
& Eisenberg LLP
1726 M. Street N.W., Suite 600
Washington, D.C. 20036
(E-mail: dcurran@harmoncurran.com)

Janet Marsh Zeller, Executive Director
Blue Ridge Environmental Defense League
P.O. Box 88
Glendale Springs, NC 28629
(Email: bredl@skybest.com)

Dave Kraft
Executive Director, Nuclear Energy
Information Service
PO Box 1637
Evanston, IL 60204-1637
(E-mail: neis@neis.org)

Paul Gunter
Director, Reactor Watchdog Project
Nuclear Information and Resource Service
1424 16th Street, N.W. #404
Washington, D.C. 20036
(E-mail: nirsnet@nirs.org)

/RA/

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Shana Zipkin
Counsel for NRC Staff