

February 22, 2005

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 John P. Segala, who has replaced Nanette Gilles as the Senior Project Manager for the NRC review of the Exelon early site permit application. 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 is continuing to 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 John P. Segala
Privilege logs

February 15, 2005

HEARING FILE - ATTACHMENT A

Accession Number	Document Date	Title/Description
ML050400350	2/10/2005	Draft Safety Evaluation Report for the Exelon Early Site Permit Application.
ML050410455	2/10/2005	Press Release-05-027: NRC Issues Draft Safety Evaluation For Clinton Early Site Permit Application.

February 15, 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
ML050420242	Gilles N V, NRC	01/24/05-E-mail-Fwd: 2.390 request for withholding	1/24/2005	E-Mail	Moody R E, NRC		3

February 15, 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
ML050410122	Wilson J N, NRC/NRR/DRIP/RNRP	02/04/2005 - E-Mail re: pre-decisional information.	2/4/2005	E-Mail, Note	Scott M L, NRC/NRR/DRIP/RNRP	Cheri Nagel	4
ML050530272	Munson C, NRC	02/11/2005-E-mail-Clinton DSER Sections 2.5.1, 3, 5, 6	2/11/2005	E-Mail	Segala J, NRC		22

February 16, 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 JOHN P. SEGALA CONCERNING
MANDATORY DISCLOSURE REQUIREMENT OF 10 C.F.R. § 2.336(d)

I, John P. Segala, 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/

John P. Segala

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 22, 2005, providing notice of the availability of an update to the hearing file, with attachments, together with the affidavit of John P. Segala, 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 22nd day of February, 2005:

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/RA/

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