

May 31, 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 enclosed. Also enclosed is the Affidavit of John P. Segala. 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/

Mauri T. Lemoncelli
Counsel for NRC Staff

Enclosures: Hearing File Index
Affidavit of John P. Segala
Privilege log

HEARING FILE - ATTACHMENT A

Accession Number	Document Date	Title
ML051440450	04/27/2005	Comment (12) John A. Schaefer support Second Nuclear Plant Near Clinton.
ML051440360	04/19/2005	Comment (13) of Thomas L. Hieronymus, DeWitt County Farm Bureau Supporting Permit to Construct Second Unit at Clinton.
ML051440368	04/19/2005	Comment (14) of Naomi D. Jakobsson, State of IL, 103 rd District Regarding Second Unit at Clinton.
ML051440385	05/16/2005	Comment (15) of Terry Ferguson re: Support of Second Unit at Clinton.
ML051440392	03/10/2005	Comment (16) of Katherine Ferguson Supporting the ESP application at the ESP Site for Clinton Power Plant.
ML051440400	05/16/2005	Comment (17) of Eric Ferguson Supporting ESP Application at Clinton.
ML051440428	04/11/2005	Comment (18) of Anne E. Haaker, State of IL Historic Preservation Agency Regarding Second Unit at Clinton.
ML051440357	04/19/2005	Comment (19) of Sara Stevenson opposing the second Clinton reactor.
ML051440359	04/18/2005	Comment (20) of Rudolf G. Mortimer, Opposing the Proposed Expansion of the Clinton, IL Nuclear Plant.
ML051440361	04/18/2005	Comment (21) of E. McCabe Opposing Second Nuclear Reactor in Clinton, IL.
ML051440363	04/19/2005	Comment (22) of David Baggott opposing to the construction of a new nuclear power plant near Clinton, IL.
ML051440364	04/19/2005	Comment (23) of John W. Veirs Supporting Clinton Plant Addition.
ML051440367	04/20/2005	Comment (24) of Armine Kotin Mortimer opposing the building of a second reactor at Clinton.
ML051440370	04/20/2005	Comment (25) of Joy Reese opposing new nuclear plant at Clinton.
ML051440372	04/21/2005	Comment (26) of Carol Preston Opposing Second Clinton Plant.
ML051440374	04/29/2005	Comment (27) of Dennis R. Nelson re Clinton Draft Environmental Impact Statement (DEIS) Hearing (Tues. 04/19/2005).

ML051440378	04/21/2005	Comment (28) of Linda Weber opposing another nuclear power plant at Clinton.
ML051440383	05/11/2005	Comment (29) of Philip Nelson supporting the construction of a second reactor at Exelon's nuclear power station near Clinton, Illinois.

PRIVILEGE LOG
ATTACHMENT C - PREDECISIONAL/DELIBERATIVE PROCESS: INTER-AGENCY

The following documents are being withheld by the NRC Staff as "PREDECISIONAL/DELIBERATIVE PROCESS - INTER-AGENCY" 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
ML051440727	Moody R E, NRC/NSIR	5/18/05 E-mail from R. Moody to FEMA Regarding Review of Exelon Early Site Permit FSER Input.	05/18/2005	E-Mail	Fiore C, Purvis J, Quinn V, Wierman K, US Dept of Homeland Security, US Federal Emergency Mgmt Agency (FEMA)		86

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
ML051440132	Araguas C J, NRC/NRR/DRIP/ RNRP	5/11/05 E-mail from C. Araguas to P. Prescott Regarding the 5/19/05 Exelon Early Site Permit Quality Assurance Followup Inspection.	05/11/2005	E-Mail	Prescott P F, NRC/NRR/DIPM/IPSB		2
ML051430026	Segala J P, NRC/NRR/DRIP/ RNRP	5/11/05 Email From John Segala Regarding Exelon ESP FSER Input Schedule.	05/11/2005	E-Mail	Bagchi G, Barss D, Campe K M, Cheng T, Harvey R B, Klementowicz S, Lee J, Moody R, Munson C, Prasad R, Prescott P, Tardiff A, Vail L W, Battelle Memorial Institute, Pacific Northwest National Lab, NRC/NRR/DE/EMEB, NRC/NRR/DIPM/IPSB, NRC/NRR/DSSA, NRC/NSIR/DNS, NRC/NSIR/DPR/EPD		17

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML051440143	Prescott P F, NRC/NRR/DIPM/ IIPB	5/12/05 E-mail from P. Prescott to C. Araguas Regarding the 5/19/05 Exelon Early Site Permit Quality Assurance Followup Inspection.	05/12/2005	E-Mail	Araguas C J, NRC/NRR/DRIP/RNRP		2
ML051440739	Bagchi G, NRC/NRR/DE/E MEB	5/13/05 E-mail from G. Bagchi Regarding the Seismic Action Plan.	05/13/2005	E-Mail	Murphy A, Segala J P, NRC/NRR/DRIP/RNRP, NRC/RES		2
ML051440746	Imbro E V, NRC/NRR/DE/E MEB	5/17/05 E-Mail from G. Imbro regarding thoughts on seismic action plan.	05/17/2005	E-Mail	Bagchi G, Hsia A, Li Y, Manoly K A, Munson C, Murphy A, Segala J P, NRC		7
ML051440194	Campe K M, NRC/NRR/DSSA/ SPSB	5/17/05 E-mail from K. Campe to J.Segala Regarding Exelon Early Draft Safety Evaluation Report Questions.	05/17/2005	E-Mail	Segala J P, NRC/NRR/DRIP/RNRP		5
ML051440836	Bagchi G, NRC/NRR/DE/E MEB	5/18/05 E-mail from G. Bagchi Regarding Re: Thoughts on seismic action plan.	05/18/2005	E-Mail	Hsia A, Imbro E V, Li Y, Manoly K A, Munson C, Murphy A, Segala J P, NRC		9

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML051440844	Dudes L A, NRC/NRR/DRIP/ RNRP	5/18/05 E-mail from L. Dudes Regarding Fwd: Briefing Slides for Seismic Action Plan.	05/18/2005	E-Mail	Segala J P, NRC/NRR/DRIP/RNRP		12
ML051440159	Prescott P F, NRC/NRR/DIPM/ IIPB	5/20/05 E-mail from P. Prescott to J. Segala Regarding Exelon Early Site Permit Open Items Closeout Memo.	05/20/2005	E-Mail	Segala J P, NRC/NRR/DRIP/RNRP		7
ML051430358	Dennig R L, NRC/NRR/DSSA/ SPSB	Final Safety Evaluation Report Section 2.3 for the Exelon Early Site Permit Application (TAC No. MC1122).	05/23/2005	Memoranda	Dudes L A, NRC/NRR/DRIP/RNRP	ads2	42

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 May 31, 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 31st day of May, 2005:

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/RA/

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