

August 16, 2005

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 Lester S. Rubenstein
Atomic Safety and Licensing Board Panel
4760 East Country Villa Drive
Tucson, AZ 85718

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

In the Matter of
ENTERGY NUCLEAR VERMONT YANKEE LLC and
ENTERGY NUCLEAR OPERATIONS, INC.
(Vermont Yankee Nuclear Power Station)
Docket No. 50-271-OLA

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. As required by 10 C.F.R. § 2.336(b)(5), the staff is producing an update to the privilege log at this time. The staff is continuing to preserve and maintain all privileged documents during the pendency of this proceeding. In accordance with the Licensing Board's Order of April 5, 2005, the Staff is producing the hearing file index supplement and the affidavit of G. Edward Miller, Jr. only to the other parties to this proceeding.

Sincerely,

/RA/

Brooke D. Poole
Counsel for NRC Staff

Enclosures: Hearing File Index Supplement (parties only)
Privilege Log - Proprietary Information
Privilege Log - Deliberative Process
Affidavit of G. Edward Miller, Jr. (parties only)

ENCLOSURE 1

**VERMONT YANKEE EPU HEARING FILE AND MANDATORY DISCLOSURES
HEARING FILE INDEX
SUPPLEMENT 12 - August 16, 2005**

	Accession Number	Document Date	Title/Description
272	ML052080101	07/21/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU GE Audit.
273	ML052080095	07/21/2005	E-mail - Ennis, NRR, to Gucwa, Entergy Nuclear Northeast, et al, re: VY EPU GE Audit.
274	ML052080091	07/21/2005	E-mail - Wu, NRR, to Ennis, NRR, re: VY EPU GE Audit.
275	ML052090050	07/26/2005	E-Mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU RAIs.
276	ML051860217	07/26/2005	Summary of June 30, 2005, Meeting with Entergy Nuclear Operations, Inc. on General Electric Neutronic and Thermal/Hydraulic Analysis for Vermont Yankee Nuclear Power Station (TAC No. MC0761).
277	ML052090039	07/27/2005	E-Mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Conference Call.
278	ML052150088	07/27/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU GE Audit.
279	ML052090045	07/27/2005	E-Mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU RAIs.
280	ML052150103	07/27/2005	E-Mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU RAIs.
281	ML052150087	07/27/2005	E-mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU GE Audit.
282	ML052090041	07/27/2005	E-Mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU.
283	ML052150108	07/27/2005	E-Mail - Wu, NRR, to Ennis, NRR, re: VY EPU GE Audit.
284	ML051590167	07/27/2005	Vermont Yankee Nuclear Power Station, Request for Additional Information, Regarding Proposed License Amendment Extended Power Uprate.
285	ML052150066	08/01/2005	E-mail - Ennis, NRR, to Marsh, NRR, re: VY EPU RAIs.

	Accession Number	Document Date	Title/Description
286	ML052230384	08/01/2005	Vermont Yankee, Technical Specification Proposed Change No. 263 - Supplement No. 30, Extended Power Uprate - Response to Request for Additional Information.
287	ML052150078	08/02/2005	E-Mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU RAIs.
288	ML052150112	08/02/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Steam Dryer Audit.
289	ML052220095	08/02/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.
290	ML052160131	08/02/2005	E-mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU Steam Dryer Audit.
291	ML052210530	08/02/2005	E-mail - Ennis, NRR, to Pal, NRR, re: VY EPU Supplement 30.
292	ML052220149	08/02/2005	E-mail - Ennis, NRR, to Wu, NRR, et al., re: VY EPU Supplement 30.
293	ML052150057	08/02/2005	E-Mail - Ennis, NRR, to Wu, NRR, re: VY EPU Steam Dryer Audit (Privacy Act information removed).
294	ML052160134	08/02/2005	E-mail - Ennis, NRR, to Wu, NRR, re: VY EPU Steam Dryer Audit.
295	ML052210533	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re VY EPU Supplement 30.
296	ML052160136	08/02/2005	E-Mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Steam Dryer Audit.
297	ML052210537	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.
298	ML052210541	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.
299	ML052220086	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.

	Accession Number	Document Date	Title/Description
300	ML052220094	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.
301	ML052220446	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.
302	ML052220464	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.
303	ML052220097	08/02/2005	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, re: VY EPU Supplement 30.
304	ML052160128	08/02/2005	E-mail - Scarbrough, NRR, to Ennis, NRR, re: VY EPU Supplement 16.
305	ML052200219	08/03/2005	E-Mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU Conference Call.
306	ML052200223	08/03/2005	Letter to A. Roisman Regarding Request for Documents.
307	ML052200226	08/05/2005	E-Mail - Ennis, NRR, to Abdullahi, NRR, et al., re: VY EPU SE Template.
308	ML052210348	08/08/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Shea, NRR, re: VY EPU Conference Call.
309	ML052210353	08/08/2005	E-mail - Razzaque, NRR, to Ennis, NRR, re: VY EPU Supplement 30.
310	ML052210354	08/08/2005	E-mail - Razzaque, NRR, to Ennis, NRR, re: VY EPU Supplement 30.
311	ML052210349	08/08/2005	E-mail - Scarbrough, NRR, to Ennis, NRR, re: VY EPU Supplement 31.
312	ML052210389	08/08/2005	E-Mail - Scarbrough, NRR, to Ennis, NRR, re: VY EPU Supplement 31.
313	ML052210351	08/09/2005	E-mail - Ennis, NRR, to Scarbrough and Wu, NRR, re: VY EPU Supplement 31.
314	ML052220551	08/09/2005	E-mail - Scarbrough, NRR, to Ennis, NRR, re: VY EPU Steam Dryer Audit.
315	ML052220530	08/10/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU MOV Commitment.

	Accession Number	Document Date	Title/Description
316	ML052230305	08/10/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU RAIs.
317	ML052230242	08/10/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU RAI.
318	ML052220548	08/10/2005	E-mail - Daflucas, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Steam Dryer Audit.
319	ML052230232	08/10/2005	E-mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU RAIs.
320	ML052220538	08/10/2005	E-mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU MOV Commitment.
321	ML052220556	08/10/2005	E-mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU Steam Dryer Audit.
322	ML052230223	08/10/2005	E-mail - Ennis, NRR, to Thomas, NRR, re: VY EPU RAI.
323	ML052220558	08/10/2005	E-mail - Nichols, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Steam Dryer Audit.
324	ML052230199	08/10/2005	E-mail - Sommerville, GE Energy, to Ennis, NRR, et al., re: VY EPU.

ENCLOSURE 3**VERMONT YANKEE EPU HEARING FILE AND MANDATORY DISCLOSURES
PRIVILEGE LOG - DELIBERATIVE PROCESS
SUPPLEMENT 12 - August 16, 2005**

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding have been determined by the NRC Staff to contain information subject to withholding from public disclosure as predecisional, deliberative information. Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is providing this log to identify the following documents, withheld under the "deliberative process" privilege.

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052080317	Ennis, R.B., NRC/NRR	E-Mail - Ennis, NRR, to Akstulewicz, NRR, et al., re: VY EPU Schedule.	07/21/2005	E-Mail	Akstulewicz, F.M., Pal, A., Stutzke, M.A., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	5
ML052080312	Gill, A.S., NRC/NRR	E-Mail - Gill, NRR to Ennis, NRR, re: VY EPU Schedule.	07/21/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	2
ML052080306	Jenkins, R.V., NRC/NRR	E-Mail - Jenkins, NRR, to Ennis, NRR, re: VY EPU Schedule.	07/21/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	2
ML052080321	Razzaque, M.M., NRC/NRR	E-Mail - Razzaque, NRR, to Ennis, NRR, re: VY EPU Schedule.	07/21/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	2

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052080346	Abdullahi, Z., NRC/NRR	E-Mail - Abdullahi, NRR, to Akstulewicz, NRR, re: VY EPU Schedule.	07/22/2005	E-Mail	Akstulewicz, F.M., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	4
ML052080344	Akstulewicz, F.M., NRC/NRR	E-Mail - Akstulewicz, NRR, to Razzaque, NRR, re: VY EPU Schedule.	07/22/2005	E-Mail	Razzaque, M.M., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	3
ML052080338	Abdullahi, Z., NRC/NRR	E-Mail - Abdullahi, NRR, to Razzaque, NRR, re: VY EPU Schedule.	07/22/2005	E-Mail	Razzaque, M.M., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	4
ML052080288	Ennis, R.B., NRC/NRR	E-mail - Ennis, NRR, to Marsh, NRR, re: VY EPU Schedule.	07/25/2005	E-Mail	Marsh, L.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	3
ML052080299	Ennis, R.B., NRC/NRR	E-Mail - Ennis, NRR, to Pal, NRR, re: VY EPU SBO Review Schedule.	07/25/2005	E-Mail	Pal, A.N., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	3

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052080292	Ennis, R.B., NRC/NRR	E-Mail - Ennis, NRR, to Stutzke, NRR, re: VY EPU Schedule.	07/25/2005	E-Mail	Stutzke, M.A., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	2
ML052080258	Marsh, L.B., NRC/NRR	E-Mail - Marsh, NRR, to Ennis, NRR, re: VY EPU Schedule.	07/25/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	3
ML052080264	Marsh, L.B., NRC/NRR	E-Mail - Marsh, NRR, to Ennis, NRR, re: VY EPU Schedule.	07/25/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	3
ML052080358	Pal, A.N., NRC/NRR	E-Mail - Pal, NRR, to Ennis, NRR, re: VY EPU Schedule.	07/25/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	2
ML052090072	Pal, A.N., NRC/NRR	E-Mail - Ennis, NRR, to Pal, NRR, re: VY EPU SBO Review.	07/26/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains draft requests for additional information regarding the station blackout analysis.	3

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052090044	Pal, A.N., NRC/NRR	E-Mail - Pal, NRR, to Ennis, NRR, re: VY EPU SBO Review.	07/26/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains draft requests for additional information regarding the station blackout analysis.	2
ML052150084	Stutzke, M.A., NRC/NRR	E-mail - Stutzke, NRR, to Ennis, NRR, re: VY EPU Schedule.	07/26/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains information related to the NRC Staff's internal scheduling practices	2
ML052220133	Pal, A.N., NRC/NRR	E-mail - Pal, NRR, to Ennis, NRR, re: VY EPU Questions.	08/09/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains draft requests for additional information regarding the station blackout analysis.	3
ML052220550	Ennis R B, NRC/NRR	E-mail - Ennis, NRR, to Pal, NRR, re: VY EPU Questions.	08/10/2005	E-Mail	Pal, A.N., NRC/NRR	Contains draft requests for additional information regarding the station blackout analysis.	2

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052220539	Ennis R B, NRC/NRR	E-mail - Ennis, NRR, to Razzaque, NRR, re: VY EPU RAIs.	08/10/2005	E-Mail	Razzaque, M.M., NRC/NRR	Contains draft requests for additional information regarding core physics and fire protection.	3
ML052220535	Ennis R B, NRC/NRR	E-mail - Ennis, NRR, to Razzaque, NRR, re: VY EPU RAI.	08/10/2005	E-Mail	Razzaque, M.M., NRC/NRR	Contains a draft request for additional information regarding the effect of the proposed EPU on new and spent fuel storage.	3
ML052220543	Pal A N, NRC/NRR	E-mail - Pal, NRR, to Ennis, NRR, re: VY EPU Questions.	08/10/2005	E-Mail	Ennis, R.B., NRC/NRR	Contains draft requests for additional information regarding the station blackout analysis.	1

ENCLOSURE 2**VERMONT YANKEE EPU HEARING FILE AND MANDATORY DISCLOSURES
PRIVILEGE LOG - PROPRIETARY INFORMATION
SUPPLEMENT 12 - August 16, 2005**

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding have been determined by the NRC Staff to contain trade secrets, privileged or confidential commercial or financial information subject to withholding from public disclosure pursuant to 10 C.F.R. § 2.390. Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is providing this log to identify the following documents, designated "proprietary," and subject to protected status under Section 2.390.

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052090046	Ennis, R.B., NRC/NRR	E-mail - Ennis, NRR, to Daflucas, Entergy Nuclear Northeast, re: VY EPU RAIs.	07/26/2005	E-Mail	Daflucas, R., Entergy Nuclear Northeast	Document transmits requests for additional information containing information proprietary to Entergy's contractors regarding the steam dryer analysis and thermal-hydraulic analytical methods.	43

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052020107	Ennis, R.B., NRC/NRR/DLPM/ LPD1	Vermont Yankee Nuclear Power Station, Request for Additional Information Regarding Proposed License Amendment Extended Power Uprate. Proprietary Version.	07/27/2005	Request for Additional Information	Kansler, M.R., Entergy Nuclear Operations, Inc	Transmits requests for additional information containing information proprietary to Entergy's contractors regarding the steam dryer analysis and thermal-hydraulic analytical methods.	52
ML052170310	Vermont Yankee Nuclear Power Corp.	Attachment 1, Vermont Yankee, Proposed Technical Specification Change No. 263 - Supplement No. 30 Extended Power Uprate Response to Request for Additional Information, Revised Response to RAI SRXB-A-6.	08/01/2005	Technical Specification /Bases Change		Contains information proprietary to Entergy's contractor regarding thermal-hydraulic analytical methods.	152

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052220486	Ennis, R.B., NRC/NRR	E-mail - Ennis, NRR, to Abdullahi et al., re: VY EPU Supplement 30.	08/02/2005	E-Mail	Abdullahi, Z., NRC/NRR	Transmits responses to requests for additional information that contain information proprietary to Entergy's contractor regarding thermal- hydraulic analytical methods.	216
ML052220475	Gucwa, L.T., Entergy Nuclear Northeast	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.	08/02/2005	E-Mail	Ennis, R.B., NRC/NRR	Proprietary Attachment 1 to Supplement 30. Contains information proprietary to Entergy's contractor regarding thermal- hydraulic analytical methods.	27

Accession Number	Author Name/Affiliation	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML052220482	Gucwa, L.T., Entergy Nuclear Northeast	E-mail - Gucwa, Entergy Nuclear Northeast, to Ennis, NRR, re: VY EPU Supplement 30.	08/02/2005	E-Mail	Ennis, R.B., NRC/NRR	Proprietary Attachment 9 to Supplement 30. Contains information proprietary to Entergy's contractor regarding thermal- hydraulic analytical methods.	130

August 10, 2005

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
ENTERGY NUCLEAR VERMONT YANKEE)	Docket No. 50-271-OLA
LLC and ENTERGY NUCLEAR)	
OPERATIONS, INC.)	ASLBP No. 04-832-02-OLA
)	
(Vermont Yankee Nuclear Power Station))	

AFFIDAVIT OF G. EDWARD MILLER, JR. CONCERNING MANDATORY
DISCLOSURE REQUIREMENT OF 10 C.F.R. § 2.336(d)

I, G. Edward Miller, Jr., being first duly sworn, do hereby state as follows:

1. I am employed as a Project Engineer in the Division of Licensing Project Management in the Nuclear Regulatory Commission's ("NRC") Office of Nuclear Reactor Regulation ("NRR"). I serve as a project engineer for NRR Project Directorate I, Section 2. Among other things, I am managing the preparation of the hearing file and mandatory disclosures in connection with the extended power uprate license amendment request 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/

G. Edward Miller, Jr.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
ENTERGY NUCLEAR VERMONT YANKEE) Docket No. 50-271-OLA
LLC and ENTERGY NUCLEAR)
OPERATIONS, INC.) ASLBP No. 04-832-02-OLA
)
(Vermont Yankee Nuclear Power Station))

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated August 16, 2005, providing notice of the availability of the hearing file, together with attachments, in the captioned proceeding have been served on the following by deposit in the United States mail, first class; or as indicated by an asterisk (*), by deposit in the Nuclear Regulatory Commission's internal mail system; and by e-mail as indicated by a double asterisk (**), this 16th day of August, 2005.

Alex S. Karlin, Chair**
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Atomic Safety and Licensing Board Panel
Mail Stop T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
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Dr. Anthony J. Baratta**
Administrative Judge
Atomic Safety and Licensing Board Panel
Mail Stop T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
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/RA/

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