RAS 10462

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September 7, 2005

DOCKETED
USNRC

September 7, 2005 (4:17pm)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

Mr. Shannon Fisk
Environmental Law and Policy Center
35 E. Wacker Drive, Suite 1300
Chicago, IL 60601

Ms. Mauri T. Lemoncelli
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Re: Disclosures Pursuant to 10 CFR § 2.336(d) (Supplement 10)

DOCKET: In the Matter of Exelon Generation Co. (Early Site Permit for the Clinton ESP Site), Docket No. 52-007

Pursuant to 10 CFR § 2.336(d), Exelon Generation Company (EGC) is providing the attached updates to disclosures with respect to Contention 3.1.[1] This update includes revisions to Attachment 4 of EGC's prior disclosure submittals. Updates to the disclosures are annotated with revision bars on the attachment.

In order to update the disclosures, EGC made a reasonable search of its files. We are attaching an affidavit which attests that all relevant materials identified by this search have been disclosed, and that the disclosures are accurate and complete as of the date of the affidavit. In the event that additional documents are identified, EGC will update this discovery disclosure as required by 10 CFR 2.336(d).

Sincerely,

Paul M. Bessette

c: w/o Attachments: Service List

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1 On July 28, 2005, the Atomic Safety and Licensing Board terminated the contested portion of the Clinton ESP proceeding. EGC is updating these disclosures pending resolution of Interveners' Petition for Review, filed on August 12, 2005.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

In the Matter of	)	Docket No. 52-007
EXELON GENERATION COMPANY, LLC	)	ASLBP No. 04-821-01-ESP
(Early Site Permit for the Clinton ESP Site)	)	September 7, 2005

AFFIDAVIT

1. My name is Paul M. Bessette. I am Counsel to Exelon Generation Company, LLC (Exelon) for the early site permit (ESP) for the Clinton site.

2. I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. § 2.336(d) in the captioned proceeding have been disclosed.

3. These disclosures are accurate and complete as of the date of this affidavit.

I hereby swear and affirm that the foregoing is true and correct to the best of my knowledge, information, and belief.

Paul Bessette
Paul M. Bessette

Sworn before me this 7th day of September, 2005.

[illegible]
Notary Public

My commission expires June 2007.

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

CERTIFICATE OF SERVICE

I hereby certify that copies of attached letter dated September 7, 2005 from Paul M. Bessette to Shannon Fisk and Mauri T. Lemoncelli regarding "Disclosures Pursuant to 10 CFR § 2.336(d) (Supplement 10)" and the Affidavit of Paul M. Bessette, in the captioned proceeding have been served as shown below. Additionally, Mauri T. Lemoncelli and Shannon Fisk were served with Attachment 4 to the letter. Service has been made by deposit in the United States mail, first class, this 7th day of September, 2005. Additional service has also been made this same day by electronic mail as shown below.

Office of the Secretary* U.S. Nuclear Regulatory Commission Attn: Rulemakings and Adjudication Staff Washington, DC 20555-0001 email: hearingdocket@nrc.gov	Office of Commission Appellate Adjudication U.S. Nuclear Regulatory Commission Washington, DC 20555-0001
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* Original and two copies