

July 10, 2006

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 Thomas S. Elleman  
Atomic Safety and Licensing Board Panel  
5207 Creedmoor Road, #101  
Raleigh, NC 27612

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

In the Matter of  
DOMINION NUCLEAR NORTH ANNA, LLC  
(Early Site Permit for North Anna ESP Site)  
Docket No. 52-008-ESP

Dear Administrative Judges:

Pursuant to 10 C.F.R. § 2.1203(c), 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. Through this update to the Hearing File, the NRC staff is also updating the mandatory disclosures required of it by 10 C.F.R. §§ 2.336(b) and (d). In regard to the mandatory disclosures, the Affidavit of Nitin Patel is also enclosed. In accordance with the Licensing Board's Orders of August 31, 2004, January 6, 2005, and March 1, 2006, the staff is continuing to preserve and maintain all privileged documents during the pendency of this proceeding.

Sincerely,

*/RA/*

Robert M. Weisman  
Counsel for NRC Staff

Enclosures: Hearing File Index, Supplement 70  
Affidavit of Nitin Patel

**DOMINION-52-008-ESP HEARING FILE INDEX**  
**Supplement 70 - July 10, 2006**

<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description:</b>
ML061730364	06/08/2006	06/08/2006 E-Mail re: References—RAIs 4 and 6 of RAI Letter dated 5/10/2006 (Dominion response to NRC request).
ML061730363	06/08/2006	06/08/2006 E-Mail re: References - RAIs 4 and 6 of RAI Letter dated 5/10/2006 (NRC request for references).
ML061730360	06/08/2006	06/08/2006 E-Mail re: Telecon Summary dated 6/7/2006-North Anna ESP Application Revision 06.
ML061280644	05/22/2006	Attachment 1 - North Anna Early Site Permit Application - pages 1-924 (compilation of revisions).
ML061240187	01/01/2005	Attachment 3 - North Anna ESP Application Engineering Calculation.
ML061510149	06/28/2006	Biological Assessment for the Early Site Permit (ESP) of the North Anna ESP Site - Supplemental Information.
ML061670026	05/24/2006	Dominion North Anna Early Site Permit Application: Response to NRC May 10, 2006 Request for Additional Information, May 12, 2006 Site Audit Summary Report Comments and NRC Site Audit follow-up Questions.
ML061800412	06/15/2006	Letter from Friends of Lake Anna Discussing Concerns with Data Contained in Dominion's Application for North Anna ESP dated April 2006 and the Related NRC SER dated Sept 2005.
ML061800416	06/14/2006	Letter from Friends of Lake Anna, Virginia Discussing Lake Anna Cooling Lagoon Concerns with the North Anna ESP.
ML061720278	06/16/2006	Letter from Virginia Department of Environmental Quality - North Anna Early Site Permit 401 Certification of the Federal Clean Water Act.
ML061220103	05/22/2006	Memorandum re: Dominion Nuclear North Anna, LLC ESP Application - Revision 6 CD Submittal.
ML061800217	07/01/2006	NUREG-1811 Supp 1 "Draft Environmental Impact Statement for an Early Site Permit (ESP) at the North Anna ESP Site" Draft for Comment.

July 3, 2005

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
DOMINION NUCLEAR NORTH ANNA, LLC	)	Docket No. 52-008-ESP
	)	
(Early Site Permit for North Anna ESP Site)	)	ASLBP No. 04-822-02-ESP
	)	

AFFIDAVIT OF NITIN PATEL CONCERNING MANDATORY DISCLOSURE  
REQUIREMENT OF 10 C.F.R. § 2.336(d)

I, Nitin Patel, being first duly sworn, do hereby state as follows:

1. I am employed as a Project Manager in the New Reactor Licensing Branch of the Division of New Reactor Licensing 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 Dominion Nuclear North Anna, 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, in accordance with the Atomic Safety and Licensing Board's Orders dated August 31, 2004, January 6, 2005, and March 1, 2006, and that the disclosures are accurate and complete as of the date of this certification.
3. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

**/RA/**

\_\_\_\_\_  
Nitin Patel

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
DOMINION NUCLEAR NORTH ANNA, LLC	)	Docket No. 52-008-ESP
	)	
(Early Site Permit for North Anna ESP Site)	)	ASLBP No. 04-822-02-ESP

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated July 10, 2006, providing notice of the availability of an update to the hearing file, with attachment, together with the affidavit of Nitin Patel, in the above-captioned proceeding have been served on the following through deposit in the NRC's internal mail system, with copies by electronic mail, as indicated by an asterisk, or by deposit in the U.S. Postal Service, as indicated by double asterisk, with copies by electronic mail this 10<sup>th</sup> day of July, 2006:

Alex S. Karlin, Chairman\*  
Administrative Judge  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
(E-mail: ASK2@nrc.gov)

Thomas S. Elleman\*\*  
Administrative Judge  
Atomic Safety and Licensing Board Panel  
5207 Creedmoor Road, # 101  
Raleigh, NC 27612  
(E-mail: TSE@nrc.gov)

Richard F. Cole\*  
Administrative Judge  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
(E-mail: RFC1@nrc.gov)

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

Office of Commission Appellate  
Adjudication  
Mail Stop 0-16C1  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

Office of the Secretary\*  
ATTN: Docketing and Service  
Mail Stop: 0-16C1  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
(E-mail: HEARINGDOCKET@nrc.gov)

Diane Curran, Esq.\*\*  
Harmon, Curran, Spielberg  
& Eisenberg LLP  
1726 M Street NW, Suite 600  
Washington, DC 20036  
(E-mail: dcurran@harmoncurran.com)

Jonathan M. Rund, Esq.\*  
Law Clerk  
Atomic Safety and Licensing Board Panel  
Mail Stop: T-3F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
(E-mail: JMR3@nrc.gov)

David R. Lewis, Esq.\*\*  
Robert B. Haemer, Esq.\*\*  
Timothy J.V. Walsh, Esq.\*\*  
Pillsbury Winthrop Shaw Pittman, LLP  
2300 N Street, N.W.  
Washington, DC 20037  
(E-mail: david.lewis@pillsburylaw.com  
robert.haemer@pillsburylaw.com)  
timothy.walsh@pillsburylaw.com

Lillian M. Cuoco, Esq.\*\*  
Dominion Resources Services, Inc.  
Rope Ferry Road  
Waterford, CT 06385  
(E-mail: Lillian\_Cuoco@dom.com)

Paul Gunter\*\*  
Director, Reactor Watchdog Project  
Nuclear Information and Resource Service  
1424 16<sup>th</sup> Street, NW #404  
Washington, DC 20036  
(E-mail: nirsnet@nirs.org)

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

Richard A. Parrish, Esq.\*\*  
Morgan W. Butler, Esq.\*\*  
Southern Environmental Law Center  
201 West Main Street  
Charlottesville, VA 22902  
(E-mail: rparrish@selcva.org  
mbutler@selcva.org)

/RA/

---

Robert M. Weisman  
Counsel for NRC Staff