

October 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/**

Patrick A. Moulding  
Counsel for NRC Staff

Enclosures: Hearing File Index, Supplement 73  
Affidavit of Nitin Patel

**DOMINION-52-008-ESP HEARING FILE INDEX**  
**Supplement 73 - October 10, 2006**

<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description:</b>
ML062440233	09/13/2006	08/15/2006--Summary of Public Meeting Held To Receive Comments on the Supplement to DEIS For the North Anna ESP Application w/Enclosure 1-List of Attendees.
ML062560012	09/05/2006	09/05/2006-E-Mail re: FOLA-Concerns-4 with Dominion's Credibility and U.S. Environmental Goals-Publicly Available.
ML062620039	09/26/2006	09/06 & 08/2006 Summary of Telephone Conference and Site Audit with Dominion Nuclear, North Anna, LLC Regarding the North Anna ESP Review.
ML062560013	09/06/2006	09/06/2006-E-Mail re: Fw: North Anna ESP Site: Revision to Wellands Delineation-PUBLICLY AVAILABLE
ML062560010	09/12/2006	09/12/2006-E-Mail re: Friends of Lake Anna Partial Concerns (5) w-North Anna ESP.
ML062650159	09/12/2006	09/12/2006-E-Mail re: SDEIS Comments From Dominion - PUBLICLY AVAILABLE
ML062710137	09/13/2006	09/13/2006 Summary of Public Meeting with Dominion Nuclear North Anna, LLC on Supplement Draft Environmental Impact Statement for North Anna Early Site Permit Application at Louisa County Middle School, in Mineral, Virginia
ML062650165	09/13/2006	09/13/2006-E-Mail re: 06-790 Revision 9 to the North Anna ESP Application - PUBLICLY AVAILABLE
ML062650163	09/13/2006	09/13/2006-E-Mail re: Dominion North Anna ESPA, Rev. 9 - PUBLICLY AVAILABLE
ML062770252	09/21/2006	09/21/2006-E-Mail re: Dominion's Archeological Survey Report for North Anna's ESP Site.
ML062770245	10/06/2006	09/28/2006-E-Mail re: North Anna Early Site Permit Application, Revision 9-PUBLICLY AVAILABLE
ML062770260	09/28/2006	09/28/2006-E-Mail re: Re: Supplement 1 to Final Safety Evaluation Report for the North Anna Early Site Permit Application - PUBLICLY AVAILABLE
ML062770257	09/28/2006	09/28/2006-E-Mail re: Re: Supplement 1 to Final Evaluation Report for the North Anna Early Site Permit-PUBLICLY AVAILABLE

<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description:</b>
ML062330039	08/17/2006	2006/08/17 - Comment (22) regarding Supplement 1 to North Anna DEIS
ML062330040	08/17/2006	2006/08/17 - Comment (23) regarding Supplement 1 to North Anna DEIS
ML062490033	09/05/2006	2006/09/05 - Comment (31) regarding Supplement 1 to North Anna DEIS
ML062490034	09/05/2006	2006/09/05 - Comment (32) regarding Supplement 1 to North Anna DEIS
ML062490036	09/05/2006	2006/09/05 - Comment (33) regarding Supplement 1 to North Anna DEIS
ML062500406	09/05/2006	2006/09/05 - Comment (34) regarding Supplement 1 to North Anna DEIS
ML062500408	09/06/2006	2006/09/06 - Comment (35) regarding Supplement 1 to North Anna DEIS
ML062500414	09/07/2006	2006/09/07 - Comment (37) regarding Supplement 1 to North Anna DEIS
ML062540017	09/08/2006	2006/09/08 - Comment (38) regarding Supplement 1 to North Anna DEIS
ML062540018	09/08/2006	2006/09/08 - Comment (39) regarding Supplement 1 to North Anna DEIS
ML062540019	09/09/2006	2006/09/09 - Comment (40) regarding Supplement 1 to North Anna DEIS
ML062550131	09/12/2006	2006/09/12 - Comment (44) regarding Supplement 1 to North Anna DEIS
ML062550560	09/12/2006	2006/09/12 - Comment (45) regarding Supplement 1 to North Anna DEIS
ML062550561	09/12/2006	2006/09/12 - Comment (46) regarding Supplement 1 to North Anna DEIS
ML062550562	09/12/2006	2006/09/12 - Comment (47) regarding Supplement 1 to North Anna DEIS
ML062550564	09/12/2006	2006/09/12 - Comment (48) regarding Supplement 1 to North Anna DEIS
ML062560017	09/12/2006	2006/09/12 - Comment (49) regarding Supplement 1 to North Anna DEIS

Accession Number	Document Date	Title/Description:
ML062760071	08/11/2006	Citizen Request (Dennis Schaible) to Speak at Public Hearing.
ML062750356	08/25/2006	Citizen Request for SER for North Anna ESP and Request for Extension of Public Comment Period.
ML062550326	08/28/2006	Comment (30) by William Arguto on Supplement 1 of the Draft Environmental Impact Statement for ESP at North Anna (NUREG-1811).
ML062550322	09/06/2006	Comment (36) from Harold Schaffer Regarding the Supplement to North Anna ESP DEIS.
ML062610057	09/06/2006	Comment (W16) of Robin L. Horne and Harold A. Schaffer Regarding Draft Supplemental Environmental Impact Statement and Federal Consistency Certification on the Early Site Permit for North Anna Nuclear Power Plant.
ML062610058	09/08/2006	Comment (W17) of Ellie L. Irons, on Behalf of Commonwealth of Virginia, on Supplemental to Draft Environmental Impact Statement for an Early Site Permit at North Anna ESP Site, NUREG-1811.
ML062650173	09/11/2006	Comment (W18) of Aviv Goldsmith, re North Anna ESP Permit and DEIS and SDEIS.
ML062650174	09/12/2006	Comment (W19) of Frank W. Harsen, re Dominion Nuclear North Anna, LLC, Supplement to Draft Environmental Impact Statement for Early Site Permit.
ML062650177	09/12/2006	Comment (W20) of Henry R. Pollard on Behalf of Bear Island Paper Company on Supplement 1 to NUREG-1811, Draft EIS for Early Site Permit at the North Anna ESP.
ML062760087	09/07/2006	Copy of North Anna ESP Wetlands Delineation Confirmation Letter Being Provided by Dominion.
ML062760088	08/11/2006	E-mail from Citizen (John Higgins) to Jack Cushing and Ellie Irons.
ML062760080	09/06/2006	E-Mail from Dominion Providing Wetlands Delineation Info.
ML062760078	08/03/2006	E-mail from Melissa Kemp on a Request for Rescheduling the Public Meeting for the Supplemental DEIS on North Anna ESP.

Accession Number	Document Date	Title/Description:
ML062760301	08/02/2006	E-mail from Virginia's Dept. of Environmental Quality Discussing a Request for Time Extension for North Anna's Supplemental DEIS Public Comment-Period.
ML062760307	08/01/2006	E-mail from Virginia State's Dept. of Environmental Quality in Response to a Comment on North Anna DSEIS Comment.
ML062440240	09/13/2006	Enclosure 2 - Corrected DEIS Transcript for North Anna Site.
ML062440248	09/13/2006	Enclosure 3 - DEIS Meeting Agenda and Open House Welcome Letter for North Anna Site
ML062430303	09/13/2006	Enclosure 4 - 08/15/2006-Presentation Slides for DEIS Meeting
ML062580115	09/13/2006	Enclosure 5 - List of ADAMS Accession Numbers of Written Comments Provided at the Public Meeting
ML062610157	09/13/2006	G20060778/LTR-06-0455 - Representative Jo Ann Davis Ltr. re North Anna Early Site Permit and DEIS/SDEIS
ML062340378	08/09/2006	Letter from the Department of Historic Resources regarding the Supplement of the DEIS for the North Anna ESP Application.
ML062650007	09/28/2006	Letter to David A. Christian re: Supplement 1 for Safety Evaluation Report for the North Anna Early Site Permit Application.
ML062350395	09/18/2006	Letter to Melissa Kemp re: Rescheduling the 08/15/2006 Meeting on the DEIS for an ESP at the north Anna ESP Site
ML062560365	09/12/2006	North Anna Early Site Permit Application Comments on NUREG-1811, Supplement 1 Draft Environmental Impact Statement for an Early Site Permit at North Anna ESP Site.
ML062760396	10/03/2006	Press Release-06-120: NRC Issues Supplemental Safety Evaluation for North Anna Early Site Permit Application.
ML062580103	09/01/2006	Rev. 9 to North Anna Early Site Permit Application. Cover Page to Part 2 - Site Safety Analysis Report, Page 2.5.4A-66.
ML062580111	09/30/2006	Rev. 9 to North Anna Early Site Permit Application. Part 2 - Site Safety Analysis Report, Pages 2-2-329 to Quality Assurance Manual.

Accession Number	Document Date	Title/Description:
ML062580104	09/30/2006	Rev. 9 to North Anna Early Site Permit Application. Part 2 - Site Safety Analysis Report, Pages 2.5.4B-1 to 2.5.4B-396.
ML062580114	09/30/2006	Rev. 9 to North Anna Early Site Permit Application. Part 3 - Environmental Report, Chapter 3 to Part 4 - Programs & Plans.
ML062580112	09/30/2006	Rev. 9 to North Anna Early Site Permit Application. Part 3 - Environmental Report. Chapters 1 & 2.
ML062720253	09/29/2006	Supplement 1 to Final Safety Evaluation Report for North Anna Early Site Permit (ESP) Application.
ML062210441	09/28/2006	Supplement 1 to the Final Safety Evaluation Report (FSER) For the North Anna ESP Application (MC1126)- Introduction.
ML062210448	09/28/2006	Supplement 1 to the Final Safety Evaluation Report (FSER) For the North Anna ESP Application - Appendix A.
ML062210452	09/28/2006	Supplement 1 to the Final Safety Evaluation Report (FSER) For the North Anna ESP Application - Appendix C, References.
ML062210454	09/28/2006	Supplement 1 to the Final Safety Evaluation Report (FSER) For the North Anna ESP Application, Appendix D-Principal Contributors' Names.
ML062210451	09/28/2006	Supplement to the Final Safety Evaluation Report (FSER) For the North Anna ESP Application - Appendix B, Chronology of Early Site Permit Application at the North Anna Site.
ML062420319	09/12/2006	Thank You Letter to Louisa County Public School for Their Assistance for the North Anna Public Meeting.
ML062420312	09/25/2006	Thank You Letter to the Sheriff's Department for their Assistance in Providing Security for North Anna Public Meeting.
ML062580102	09/25/2003	Transmittal of North Anna Early Site Permit Application.
ML062580099	09/12/2006	Transmittal of Rev. 9 to North Anna Early Site Permit Application.

October 3, 2006

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/**

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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 October 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 October, 2006:

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Administrative Judge  
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*/RA/*

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