



South Texas Project Electric Generating Station 4000 Avenue F—Suite A Bay City, Texas 77414

FOIA/PA REQUEST

Case No.: 2008-0175
Date Rec'd: 4-4-08
Specialist: [Signature]
Related Case: [Signature]

April 1, 2008
ABR-AE-08000029

Freedom of Information Act and Privacy Act Officer
Office of Information Services
U.S. Nuclear Regulatory Commission
Mail Stop T5-F11
Washington, DC 20555-0001

South Texas Project
Units 3 and 4
Docket No. 52-012 and 52-013
Freedom of Information Act Request and Request for Waiver or Reduction of Fees

Reference: Letter, M. A. McBurnett to Document Control Desk, "Submittal of
Combined License Application," September 20, 2007 (ABR-AE-07000004)

Dear FOIA Officer:

STP Nuclear Operating Company (STPNOC) submitted a Combined License Application (COLA) for STP Units 3 & 4 to the Nuclear Regulatory Commission (NRC) in September 2007. The COLA incorporates by reference a number of topical reports that were separately submitted to the NRC by GE-Hitachi Nuclear Energy Americas LLC (GEH) in 2006 and 2007. Those topical reports are identified in Attachment 1 to this letter.

The NRC began its review of those topical reports, but has not yet issued safety evaluations for them. STPNOC understands that the NRC has discontinued its review of the topical reports because they are currently not being supported by GEH. Therefore, STPNOC will need to revise its COLA to replace the references to the topical reports with text that addresses the subjects of the topical reports. In preparing this text, it would be useful for STPNOC to know any preliminary questions that the NRC may have had regarding the topical reports to enable STPNOC to address those questions in its revised COLA.

Therefore, STPNOC requests that the following records be made publicly available under the Freedom of Information Act (FOIA) and 10 CFR § 9.23: (1) requests for additional information (RAIs) on the topical reports that the NRC prepared but did not send to GEH; (2) draft RAIs on those topical reports; or (3) any other documents that contain questions or issues related to those topical reports.

Additionally, STPNOC requests, in accordance with 10 CFR § 9.41, that the NRC waive or reduce the fees associated with this FOIA request. As discussed above, STPNOC plans to use the information received in response to this FOIA request by addressing the NRC RAIs or other questions on the topical reports prior to including this information into a revision to the COLA. Addressing NRC questions on the topical reports in a revision to the COLA should substantially reduce the amount of review necessary by the NRC on the relevant portions of the COLA and will avoid the need for the NRC to ask similar questions with respect to the revision to the COLA, which would in turn reduce the NRC resource requirements. Therefore, release of the requested information will be in the public interest, because it should lead to a higher quality revision to the COLA which in turn will reduce NRC's review costs for the STP COLA. Because the STP COLA is the Reference COLA for applications referencing the Advanced Boiling Water Reactor design certification and since the COLA and revisions to the COLA will be made available to the public, STPNOC's use of this information also will serve the public interest in standardization among applications.

If NRC disapproves the fee waiver, then STPNOC agrees to pay all reasonable charges associated with this FOIA request. Please contact me in advance of production if the charge exceeds \$2000. Also, please contact me at 361-972-4626 if you have any questions regarding the scope of these requests or require additional information. Thank you for your assistance.

Sincerely,



Gregory T. Gibson
Manager, Regulatory Affairs
South Texas Project, Units 3 & 4

GTG/prh

Attachment: GEH Topical Reports Referenced in the STP COLA

cc: w/o attachment except *

(paper copy)

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Attachment 1

GEH Topical Reports Referenced in the STP COLA

1. NEDO-33297 – Advanced Boiling Water Reactor (ABWR) Procedures Development Plan, January 2007
2. NEDE-33299P – Advanced Boiling Water Reactor (ABWR) With Alternate RCIC Turbine-Pump Design, December 2006
3. NEDO-33305 – Advanced Boiling Water Reactor (ABWR) Startup Administrative Manual, February 2007
4. NEDO-33310 – Advanced Boiling Water Reactor (ABWR) Startup Test Specification, April 2007
5. NEDO-33315P – Advanced Boiling Water Reactor (ABWR) Reactor Pressure Vessel (RPV) Material Surveillance Program, April 2007
6. NEDO-33316 – Advanced Boiling Water Reactor (ABWR) Vibration Assessment Program, April 2007
7. NEDO-33321 – Advanced Boiling Water Reactor (ABWR) Life Cycle Management, May 2007
8. NEDO-33325 – Advanced Boiling Water Reactor (ABWR) Common Equipment and Structures, April 2007
9. NEDO-33328 – Advanced Boiling Water Reactor (ABWR) APRM Oscillation Monitoring Logic, April 2007
10. NEDE-33330P – Advanced Boiling Water Reactor (ABWR) Hydrogen Recombiner Requirements Elimination, May 2007
11. NEDO-33335 – Advanced Boiling Water Reactor (ABWR) Plant Medium Voltage Electrical System Design, May 2007
12. NEDO-33336P – Advanced Boiling Water Reactor (ABWR) Stability Evaluation, June 2007
13. NEDO-33372 – Advanced Boiling Water Reactor (ABWR) Containment Analysis, September 2007