

February 2, 2009

Ronald Spritzer, Chair
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Richard F. Cole
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Alice C. Mignerey
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Alan S. Rosenthal
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

In the Matter of
VIRGINIA ELECTRIC and POWER COMPANY
d/b/a DOMINION VIRGINIA POWER and OLD
DOMINION ELECTRIC COOPERATIVE
(Combined License Application for North Anna Unit 3)

Dear Administrative Judges:

Pursuant to the Board's Order dated September 10, 2008, the Staff herein provides to the Board and the parties as an enclosure to this letter an index identifying additions to the Hearing File, as required to be disclosed by the Staff in accordance with 10 C.F.R. § 2.336(d). The index contains the ADAMS accession number, date, and title of each enumerated document so as to make each document readily retrievable from the agency's website, www.nrc.gov, using the ADAMS "Find" function. Additionally, the Staff will add the indexed documents to the folder in the agency's Electronic Hearing Docket ("EHD") associated with this proceeding, entitled "North Anna Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Thomas A. Kevern.

In accordance with the Licensing Board's September 10, 2008 Order, relieving all parties from the obligation of producing privilege logs, as otherwise required by 10 C.F.R. §§ 2.336(a)(3) and 2.336(b)(5), the Staff is not producing privilege logs at this time. However, in accordance with the September 10 Order, the Staff shall produce a log of documents withheld as containing proprietary information, though there are no such documents being withheld at this time. As directed by the Licensing Board, the Staff shall preserve and maintain all privileged documents during the pendency of this proceeding.

Respectfully submitted,

/signed (electronically) by/

Sara E. Brock
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
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(301) 415-8393
Sara.Brock@nrc.gov

Dated at Rockville, Maryland
this 2nd day of February, 2009

Enclosures: Attachment 1: Hearing File Index
Affidavit of Thomas A. Kevern

Attachment 1

**North Anna COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 4 – February 2, 2009**

	Accession Number	Document Date	Title
4-1	ML090260661	10/06/2008	2008/10/06 North Anna 3 COL Hearing - Response to Site Audit -- Request for Electronic Files
4-2	ML090280100	10/21/2008	2008/10/21 North Anna 3 COL Hearing - FW: Response to Request for Additional Information Letters Nos. 017, 019, 025 (FSAR Chapters 1, 2, 12, and 15; ER Chapters 2, 3, and 5; COLA Part 7)
4-3	ML090280195	11/12/2008	2008/11/12 North Anna 3 COL Hearing - FW: Notification of Planned Site Activities as Required by North Anna Early Site Permit
4-4	ML090280170	12/03/2008	2008/12/03 North Anna 3 COL Hearing - FW: Response to Request for Additional Information Letter No. 026 (FSAR Chapter 2, 3, 5 and 11)
4-5	ML090280245	12/05/2008	2008/12/05 North Anna 3 COL Hearing - FW: GALE-86 - Tritium release RAI 12.2-15 S02
4-6	ML090280261	12/16/2008	2008/12/16 North Anna 3 COL Hearing - FW: Document Identifier
4-7	ML090280262	12/16/2008	2008/12/16 North Anna 3 COL Hearing - RE: Feedback on NRC's Testing of Packing Slip
4-8	ML090280236	12/17/2008	2008/12/17 North Anna 3 COL Hearing - RE: Staff Evaluation of Dominion's responses in NA3-08-122R, dated Dec. 3, 2008
4-9	ML090280249	12/17/2008	2008/12/17 North Anna 3 COL Hearing - Staff Evaluation of Dominion's responses in NA3-08-122R, dated Dec. 3, 2008
4-10	ML090280248	12/18/2008	2008/12/18 North Anna 3 COL Hearing - Staff Evaluation of Dominion's responses in NA3-08-122R, dated Dec. 3, 2008
4-11	ML090280239	12/24/2008	2008/12/24 North Anna 3 COL Hearing - FW: Response to Request for Additional Information Letter No. 015
4-12	ML090280241	12/24/2008	2008/12/24 North Anna 3 COL Hearing - FW: Letter from Vanessa E. Quinn Ref: NAPS IFR Open Items
4-13	ML090280260	12/31/2008	2008/12/31 North Anna 3 COL Hearing - FW: North Anna's COLA
4-14	ML090280254	01/04/2009	2009/01/04 North Anna 3 COL Hearing - Re: FW: North Anna's COLA

	Accession Number	Document Date	Title
4-15	ML090280237	01/06/2009	2009/01/06 North Anna 3 COL Hearing - Dominion EP RAI Responses & SER (w/OI) Schedule
4-16	ML090280246	01/06/2009	2009/01/06 North Anna 3 COL Hearing - RE: Staff Evaluation of Dominion's responses in NA3-08-122R, dated Dec. 3, 2008
4-17	ML090280384	01/06/2009	2009/01/06 North Anna 3 COL Hearing - FW: Response to Request for Additional Information Letter No. 016 See NA3-08-085R
4-18	ML090280258	01/07/2009	2009/01/07 North Anna 3 COL Hearing - RE: FW: North Anna's COLA: Questions
4-19	ML090280032	01/08/2009	2009/01/08 North Anna 3 COL Hearing - RE: Nuclear Regulatory Commission Notice of Public Meeting for Comment
4-20	ML090280257	01/08/2009	2009/01/08 North Anna 3 COL Hearing - ESBWR DCWG Meeting - Feb 12th
4-21	ML090280030	01/12/2009	2009/01/12 North Anna 3 COL Hearing - Request: North Anna Draft SEIS meeting
4-22	ML090280031	01/12/2009	2009/01/12 North Anna 3 COL Hearing - RE: Ads for North Anna
4-23	ML090280256	01/13/2009	2009/01/13 North Anna 3 COL Hearing - North Anna RAI Letter #031
4-24	ML090280029	01/14/2009	2009/01/14 North Anna 3 COL Hearing - North Anna Comment Period Correct FRN
4-25	ML090280027	01/15/2009	2009/01/15 North Anna 3 COL Hearing - FW: Ad proof
4-26	ML090280028	01/15/2009	2009/01/15 North Anna 3 COL Hearing - FW: Follow-up re: Congressional staffer to attend 2/3 North Anna meeting
4-27	ML090280022	01/22/2009	2009/01/22 North Anna 3 COL Hearing - FW: Lake Anna Observer ad proof (public)
4-28	ML090280024	01/22/2009	2009/01/22 North Anna 3 COL Hearing - FW: Lake Anna Observer Newspaper (public)
4-29	ML090280250	01/22/2009	2009/01/22 North Anna 3 COL Hearing - FW: I want to speak and so does my husband (public)
4-30	ML090280251	01/22/2009	2009/01/22 North Anna 3 COL Hearing - FW: Speakers for February 3 hearing at Louisa High School (public)
4-31	ML090280252	01/22/2009	2009/01/22 North Anna 3 COL Hearing - FW: Speakers for February 3rd Hearing At Louisa High School (public)

January 30, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
VIRGINIA ELECTRIC AND POWER CO.,)
dba DOMINION VIRGINIA POWER,)
and OLD DOMINION ELECTRIC COOP.) Docket No. 52-017
)
(North Anna Unit 3))

AFFIDAVIT OF THOMAS A. KEVERN CONCERNING
MANDATORY DISCLOSURE REQUIREMENTS OF 10 C.F.R. § 2.336(d)

I, Thomas A. Kevern, do hereby state as follows:

1. I am employed as a Project Manager in the ESBWR/ABWR Projects Branch 1 of the Division of New Reactor Licensing in the Nuclear Regulatory Commission's ("NRC") Office of New Reactors. I serve as project manager for the NRC's review of the Combined License application submitted by Virginia Electric and Power Company, 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(d) in the captioned proceeding have been disclosed pursuant to the Licensing Board's September 10th, 2008 Order, and that the disclosures are accurate and complete as of January 23rd, 2009.

3. I hereby certify under penalty of perjury that the foregoing is true and complete to the best of my knowledge, information, and belief.

Executed in Accord with 10 CFR § 2.304(d)

Thomas A. Kevern
Project Manager, ESBWR/ABWR Projects Branch 1
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
Mail Stop T-7 F29
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(301) 415-0224
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Executed in Rockville, MD
this 30th day of January, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
VIRGINIA ELECTRIC AND POWER CO.,)
dba DOMINION VIRGINIA POWER,)
and OLD DOMINION ELECTRIC) Docket No. 52-017-COL
COOPERATIVE)
)
(North Anna Power Station, Unit 3))

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated February 2, 2009, providing notice of the availability of an update to the hearing file per 10 C.F.R. § 2.336(d), with enclosures, together with the affidavit of Thomas A. Kevern, have been served upon the following persons by Electronic Information Exchange this 2nd day of February, 2009:

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/signed (electronically) by/

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