



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

February 19, 2009

SECRETARY

MEMORANDUM TO: E. Roy Hawkens
Chief Administrative Judge
Atomic Safety and Licensing Board Panel

FROM: Annette L. Vietti-Cook *Annette Vietti-Cook*

SUBJECT: REQUEST FOR A HEARING SUBMITTED WITH RESPECT
TO THE NOTICE OF THE COMBINED LICENSE APPLICATION
FOR THE PROGRESS ENERGY FLORIDA, LEVY COUNTY
NUCLEAR POWER PLANT UNITS 1 AND 2,
DOCKET NOS. 52-029 AND 52-030-COL

The Office of the Secretary has received via E-Filing a petition to intervene and request for hearing from The Green Party of Florida, The Ecology Party of Florida, and Nuclear Information and Resource Service, dated February 6, 2009. This request was submitted in response to a notice issued by the NRC staff that provided Notice of Order, Hearing, and Opportunity To Petition for Leave To Intervene on the Progress Energy Florida, Inc., application for the Levy County Nuclear Power Plant Units 1 and 2 for a combined license (COL). The notice was published in the *Federal Register* at 73 Fed. Reg. 74532 (December 8, 2008).

The request for hearing is located in ADAMS and on the Electronic Hearing Docket (EHD) as (ML090371107). Some of the supporting documents are also located in ADAMS and on the EHD. Others are still under review by the document processing center and will be available in ADAMS and on the EHD shortly. A third group of documents are pdf documents that have been password protected. We have requested a resubmission of these documents without the password protection. ADAMS policy precludes retention of password protected documents.

This request is being referred to you for appropriate action in accordance with 10 CFR §2.346(I).

cc: Commission Legal Assistants Michael Canney, Co-Chair, The Green Party of Florida
EDO
OGC
OCAA
CAA
OPA
NRO
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