

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

In the Matter of	)	Docket No. 52-011-ESP
Southern Nuclear Operating Company	)	ASLBP No. 07-850-01-ESP-BD01
(Early Site Permit for Vogtle ESP Site)	)	April 8, 2009

**SOUTHERN NUCLEAR OPERATING COMPANY’S SUBMITTAL OF AFFIDAVIT  
ADDRESSING REQUIREMENTS UNDER 10 C.F.R. § 52.24**

In accordance with the Atomic Safety and Licensing Board’s (“Board”) Order of March 30, 2009, Southern Nuclear Operating Company (“SNC”) hereby moves to admit Exhibit SNC000099, Affidavit of Charles R. Pierce, and its accompanying attachments, in connection with the mandatory hearing in the above-captioned proceeding. Counsel for NRC Staff has indicated to the undersigned that NRC Staff joins in this Motion.

Further, based on the Affidavit of Mr. Pierce and the other information in the record of this proceeding, SNC and the NRC Staff jointly stipulate that (1) SNC’s application for an early site permit meets the applicable standards and requirements of the Act and the Commission’s regulations; (2) required notifications to other agencies or bodies regarding the application for the Early Site Permit have been duly made; and (3) the applicant is technically qualified to engage in any activities authorized by the Early Site Permit and Limited Work Authorization that are the subject of this proceeding. Counsel for NRC Staff has authorized counsel for SNC to express his agreement with this Motion and Stipulation.

Respectfully submitted,

(Original signed by M. Stanford Blanton)

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CO-COUNSEL FOR SOUTHERN NUCLEAR  
OPERATING COMPANY

Dated this 8th day of April, 2009.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the SOUTHERN NUCLEAR OPERATING COMPANY'S SUBMITTAL OF AFFIDAVIT ADDRESSING REQUIREMENTS UNDER 10 C.F.R. § 52.24 in the above captioned proceeding have been served by electronic mail as shown below, this 8th day of April, 2009, and/or by e-submittal.

Administrative Judge  
G. Paul Bollwerk, III, Chair  
Atomic Safety and Licensing Board  
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U.S. Nuclear Regulatory Commission  
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Administrative Judge  
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Administrative Judge  
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\* And upon any other persons designated on  
the official service list compiled by the Nuclear  
Regulatory Commission in this proceeding.

(Original signed by M. Stanford Blanton)

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M. Stanford Blanton  
Counsel for Southern Nuclear Operating Company