

September 1, 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 B. Kirkwood
Counsel for NRC Staff
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Dated at Rockville, Maryland
this 1st day of September, 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 11 – September 1, 2009**

	Accession Number	Document Date	Title
11-1	ML090980406	03/27/2009	Chapter 1 - Introduction and Interfaces.
11-2	ML090980436	04/10/2009	Chapter 7 - Instrumentation and Control Systems.
11-3	ML090980451	04/10/2009	Chapter 18 - Human Factors Engineering.
11-4	ML091030220	04/10/2009	Chapter 15 - Safety Analyses.
11-5	ML091030206	04/13/2009	Chapter 4 - Reactor.
11-6	ML091130610	04/23/2009	Chapter 19 - Probabilistic Risk Assessment and Severe Accidents.
11-7	ML091240315	05/04/2009	Chapter 17 - Quality Assurance.
11-8	ML091520434	05/08/2009	Chapter 10 - Steam and Power Conversion System.
11-9	ML091380480	05/18/2009	Chapter 6 - Engineered Safety Features.
11-10	ML091410483	05/20/2009	Chapter 8 - Electric Power.
11-11	ML091460698	05/26/2009	Chapter 16 - Technical Specifications.
11-12	ML091680413	06/17/2009	Chapter 13 - Conduct of Operations.
11-13	ML091670733	06/22/2009	Chapter 11 - Radioactive Waste Management.
11-14	ML091730520	06/22/2009	Chapter 9 - Auxiliary Systems.
11-15	ML091740254	06/23/2009	Chapter 12 - Radiation Protection.
11-16	ML091760565	06/25/2009	Safety Evaluation Reports with Open Items for Chapters 5, 9, 10, 11, 12, 13, and 16 Regarding the North Anna Combined License Application Review.
11-17	ML092010027	07/14/2009	Chapter 14 - Initial Test Program.
11-18	ML091730304	07/15/2009	Chapter 5 - Reactor Coolant System and Connected Systems.
11-19	ML092010530	07/20/2009	Chapter 3 - Design of Structures, Components, Equipment, and Systems.
11-20	ML092020006	07/21/2009	Chapter 2 - Site Characteristics.

	Accession Number	Document Date	Title
11-21	ML092210125	07/27/2009	2009/07/27 North Anna 3 COL Hearing - ACRS Aug 21 - North Anna SER/OI Presentations
11-22	ML092090567	07/29/2009	Request For Additional Information Letter No. 040 (SRP Sections: 02.04.02 and 13.06) Related to the North Anna, Unit 3 Combined License Application.
11-23	ML092150961	07/29/2009	North Anna, Unit 3, Combined License Application - Response to Request for Additional Information Letter No. 034 (FSAR Chapter 2).
11-24	ML092160490	07/29/2009	North Anna Unit 3 COLA (Environmental Report), Rev. 2 - Environmental Report
11-25	ML092160526	07/29/2009	North Anna, Unit 3, Combined License Application - Submission 5.
11-26	ML092210122	07/30/2009	2009/07/30 North Anna 3 COL Hearing - RE: Conference Call for Potential RAI 12.03-12.04-11
11-27	ML092210123	07/30/2009	2009/07/30 North Anna 3 COL Hearing - NAPS comments
11-28	ML092210120	07/31/2009	2009/07/31 North Anna 3 COL Hearing - RE: Response to Request for Additional Information Letter No. 034 (FSAR Chapter 2)
11-29	ML092210121	07/31/2009	2009/07/31 North Anna 3 COL Hearing - North Anna RAI Letter #040
11-30	ML092180655	08/03/2009	North Anna, Unit 3 Combined License Application, Response to Request for Additional Information Letter No. 023 - Supplemental Information for RAI 03.02.01-3 and RAI 03.02.02-1 (FSAR Chapter 3).
11-31	ML092180975	08/03/2009	North Anna, Unit 3, Combined License Application, Response to Request for Additional Information Letter 036 (FSAR Chapter 09).
11-32	ML092210118	08/05/2009	2009/08/05 North Anna 3 COL Hearing - FW: datum of plant grade elevation - North Anna 3
11-33	ML092150295	08/07/2009	Appendix A - Chronology of the Combined License Application for North Anna Unit 3.
11-34	ML092150302	08/07/2009	Appendix B - References.
11-35	ML092150304	08/07/2009	Appendix C - Acronyms.
11-36	ML092150315	08/07/2009	Appendix D - Principal Contributors.
11-37	ML092150327	08/07/2009	Appendix E - Cover Page for the Chronology of NRC's Requests for Additional Information.
11-38	ML092150331	08/07/2009	Appendix E - Chronology of NRC's Requests for Additional Information.
11-39	ML092150333	08/07/2009	Appendix F - COL Items.

	Accession Number	Document Date	Title
11-40	ML092170545	08/07/2009	Memo to Edwin Hackett Concerning the Safety Evaluation Report with Open Items Regarding the North Anna Unit 3 Combined License Application.
11-41	ML092180592	08/07/2009	Appendix G - Cover Page for the Financial Qualification Review Input for Combined License Application.
11-42	ML092310489	08/17/2009	North Anna Unit 3, Combined License Application Response to Request for Additional Information Letter 039 (PART 8).
11-43	ML092360773	08/20/2009	North Anna, Unit 3 - Response to Request for Additional Information Letter No. 034 (FSAR Chapter 2), re: RAI Questions 02.05.04-12 and 02.05.04-15.
11-44	ML092370470	08/21/2009	2009/08/21 North Anna 3 COL Hearing - North Anna Unit 3 Draft Supplemental EIS comments
11-45	ML092360286	08/24/2009	Request For Additional Information Letter No. 041 Related To North Anna Unit 3 COL Application.
11-46	ML092370468	08/25/2009	2009/08/25 North Anna 3 COL Hearing - RAI Letter #41

August 27, 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 August 25, 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
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Mail Stop T-7 F29
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Executed in Rockville, MD
this 27th day of August, 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 September 1, 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 1st day of September, 2009:

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/signed (electronically) by/

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