

September 3, 2009

G. Paul Bollwerk, III, Chair
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Anthony J. Baratta
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. William W. Sager
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

In the Matter of
Tennessee Valley Authority
(Bellefonte Nuclear Station, Units 3 and 4)
Docket Nos. 52-014 and 52-015

Dear Administrative Judges:

Pursuant to the Licensing Board's Memorandum and Order dated October 14, 2008, the Staff is providing the Licensing Board and the parties an index identifying additions to the hearing file and mandatory disclosures in accordance with 10 C.F.R. § 2.336(d). The index contains the ADAMS accession number, date, and title of each item so as to make the item readily retrievable from the agency's website, www.nrc.gov, using the ADAMS "Find" function. Additionally, within a few days of this notification, the Staff will have created a separate folder in the agency's Electronic Hearing Docket ("EHD") associated with this proceeding, entitled "Bellefonte Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Joseph Sebrosky.

In accordance with the Licensing Board's October 14, 2008, Memorandum and 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 herein produces a log containing all documents withheld as proprietary. As directed by the Licensing Board, the Staff shall preserve and maintain all privileged and/or otherwise protected documents during the pendency of this proceeding.

Respectfully submitted,

/signed (electronically) by/
Jody C. Martin
Counsel for the NRC Staff

Enclosures: Attachment 1: Hearing File Index
Attachment 2: Privilege Log – Proprietary Information
Attachment 3: Affidavit of Joseph Sebrosky

Attachment 1

**Bellefonte COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 11 – September 3, 2009**

	Accession Number	Document Date	Title\Description
11-1	ML092160262	07/15/2009	2009/07/15 BEL COL - FW: Doc w/cd July 14th 2009 Bellefonte Units 3 and 4. Hydrology Probable Maximum Flood Level Calculations
11-2	ML092310292	07/23/2009	Transcript of ACRS Subcommittee Meeting on Westinghouse AP1000 RCOL Application, July 23, 2009, Pages 1-343.
11-3	ML092310324	07/24/2009	Transcript of the ACRS Subcommittee Meeting July 24, 2009 on the Westinghouse AP1000 DCD and Bellefonte AP1000 RCOL Page 1-320.
11-4	ML092120063	07/29/2009	Vogtle, Units 3 and 4 Combined License Application, Response to Bellefonte Units 3 and 4 Safety Evaluation Report Open Items for Chapter 17.
11-5	ML092120064	07/29/2009	Vogtle, Units 3 and 4 Combined License Application, Response to Bellefonte Safety Evaluation Report Open Items for Chapter 01.
11-6	ML092160259	07/29/2009	2009/07/29 BEL COL - RE: doc w/cd - July 27, 2009 - 05200014 & 05200015 - Bellefonte Units 3 and 4, Combined License Application - Hydrology Probable Maximum Flood Level Calculations
11-7	ML092150980	08/03/2009	2009/08/03 BEL COL - data for 8/3/09 phone call
11-8	ML092160002	08/03/2009	2009/08/03 BEL COL - RE: data for 8/3/09 phone call
11-9	ML092160264	08/04/2009	2009/08/04 BEL COL - Info: basis for rejection for 2 out of the 4 hydrology letters
11-10	ML092440830	08/04/2009	2009/08/04 BEL COL - NRC Conference Call, Draft SER Open Item - Ch. 11
11-11	ML092170284	08/05/2009	2009/08/05 BEL COL - FW: ER Figure 8.4-4
11-12	ML092220471	08/10/2009	2009/08/10 BEL COL - data for 8/11/09 phone call
11-13	ML092230057	08/10/2009	2009/08/10 BEL COL - RE: data for 8/11/09 phone call
11-14	ML092230781	08/10/2009	Bellefonte Combined License Application - Response to Request for Additional Information - Radioactive Waste Management.

	Accession Number	Document Date	Title\Description
11-15	ML092240408	08/10/2009	Bellefonte Combined License Application - Response to Request for Additional Information- Local Meteorology.
11-16	ML092240585	08/10/2009	Bellefonte Combined License Application - Response to Request for Additional Information - Atmospheric Dispersion Estimates for Routine Releases.
11-17	ML092230420	08/11/2009	2009/08/11 BEL COL - Courtesy Email Copy - Response to RAI Letters 77 Supplement 3 and 140 Supplement 1
11-18	ML092240697	08/11/2009	Bellefonte, Units 3 & 4 Combined License Application, Proposed Cyber Security Plan and Implementation Schedule.
11-19	ML092440828	08/11/2009	2009/08/11 BEL COL - FW: Courtesy Email Copy - Response to RAI Letter 163
11-20	ML092440826	08/12/2009	2009/08/12 BEL COL - FW: BLN SER Chapter 5 confirmatory items
11-21	ML092440827	08/12/2009	2009/08/12 BEL COL - FW: Courtesy Email Copy - Response to RAI Letter 163
11-22	ML092290625	08/17/2009	2009/08/17 BEL COL - Courtesy Email Copy - Response to Chapter 1 Open Item 01.04-01
11-23	ML092290668	08/17/2009	2009/08/17 BEL COL - data for 8/18/09 phone call
11-24	ML092300017	08/17/2009	2009/08/17 BEL COL - RE: data for 8/18/09 phone call
11-25	ML092300020	08/17/2009	2009/08/17 BEL COL - Courtesy Copy of BLN RAI Response to Letter 158 S4 (08-17-09)
11-26	ML092310229	08/17/2009	Bellefonte Combined License Application - Response to Safety Evaluation Report Plant-Specific Open Items for Chapter 01.
11-27	ML092370557	08/17/2009	Bellefonte Combined License Application - Response to Request for Additional Information - LOCA DBA Dose Analyses.
11-28	ML092300377	08/18/2009	2009/08/18 BEL COL - Tentative plans for site visit to discuss hydrology data
11-29	ML092300485	08/18/2009	2009/08/18 BEL COL - Courtesy Copy of Cover Letter for RAI 129 Supplement 2.
11-30	ML092310204	08/19/2009	2009/08/19 BEL COL - Draft RAI 3571 Related SRP Section 9.1.2 for Bellefonte Units 3 and 4
11-31	ML092320274	08/20/2009	2009/08/20 BEL COL - info:Safety Evaluation Report Open Items for Sections 2.0 - 2.4.doc
11-32	ML092440822	08/20/2009	2009/08/20 BEL COL - Phone Call Summary 080409.doc

	Accession Number	Document Date	Title\Description
11-33	ML092330571	08/21/2009	2009/08/21 BEL COL - info:Safety Evaluation Report Open Items for Sections 2.5.1 and 2.5.2.doc
11-34	ML092330574	08/21/2009	2009/08/21 BEL COL - info:Safety Evaluation Report Open Items for Sections 2.5.1 and 2.5.2.doc
11-35	ML092330615	08/21/2009	2009/08/21 BEL COL - info: 2.0-2.4 bellefonte status report
11-36	ML092330617	08/21/2009	2009/08/21 Bellefonte RAI for SER - Request for Additional Information Letter No. 165 Related To SRP Section 09.01.02 for the Bellefonte Units 3 and 4 Combined License Application
11-37	ML092330631	08/21/2009	2009/08/21 BEL COL - RAI Letter No. 165 Related SRP Section 9.1.2 for Bellefonte Units 3 and 4
11-38	ML092440821	08/21/2009	2009/08/21 BEL COL - Summary of Telephone call with Applicant (Vogtle) -- August 21, 2009
11-39	ML092360493	08/24/2009	2009/08/24 BEL COL - data for 8/25/09 phone call
11-40	ML092370004	08/25/2009	2009/08/25 BEL COL - RE: data for 8/25/09 phone call
11-41	ML092380469	08/26/2009	2009/08/26 BEL COL - Industry attendees on this morning's call
11-42	ML092380661	08/26/2009	2009/08/26 BEL COL - 6 DRAFT RAIs - SRP section 13.6 - BELLEFONTE UNITS 3 AND 4 COMBINED LICENSE APPLICATION
11-43	ML092390350	08/27/2009	2009/08/27 BEL COL - Hydrology Calc Submittal Test
11-44	ML092390351	08/27/2009	2009/08/27 BEL COL - Second test file
11-45	ML092390354	08/27/2009	2009/08/27 BEL COL - Hydrology Calc Submittal Test
11-46	ML092440332	08/27/2009	Bellefonte, Units 3 & 4 Combined License Application, Response to Request for Additional Information on Inservice Testing Provisions.
11-47	ML092440812	08/28/2009	2009/08/28 BEL COL - FW: BLN RAI Letter 7 Supplement 2 with Attachment
11-48	ML092440820	08/28/2009	2009/08/28 BEL COL - FW: BLN RAI Letter 7 Supplement 2
11-49	ML091960328	08/31/2009	Transmittal of Department of Homeland Security Consultation Report.

	Accession Number	Document Date	Title\Description
11-50	ML092430234	08/31/2009	2009/08/31 BEL COL - data for 9/1/09 phone call
11-51	ML092430570	08/31/2009	2009/08/31 BEL COL - RE: data for 9/1/09 phone call
11-52	ML092440824	09/01/2009	2009/09/01 BEL COL - RE: Phone call with BLN

Attachment 2**Bellefonte COL Hearing File and Mandatory Disclosures
Privilege Log -- Proprietary Information
Update 11 -- September 3, 2009**

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding have been determined by the NRC Staff to contain trade secrets, privileged or confidential commercial or financial information subject to withholding from public disclosure pursuant to 10 C.F.R. § 2.390. Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is providing this log to identify the following documents, designated "proprietary," and subject to protected status under Section 2.390.

	Accession Number	Author Name/ Affiliation	Title/Description	Document Date	Document Type	Addressee/ Addressee Affiliation	Comment	Pages
PP-11-01	ML092240698	Tennessee Valley Authority	Bellefonte, Units 3 and 4, Proposed Cyber Security Plan.	08/11/2009	Security Plan	NRC/NRO	Security related information withheld pursuant to 10 CFR § 2.390(d).	86
PP-11-02	ML092370576	Tennessee Valley Authority	Bellefonte, Description of Source-Term Calculation CN-REA-01-25.	08/17/2009		NRC/NRO	Security related information withheld pursuant to 10 CFR § 2.390(d).	3
PP-11-03	ML092370577	Tennessee Valley Authority	Bellefonte, Description of Source-Term Calculation CN-REA-08-62 / APP-SSAR-GSC-724.	08/17/2009		NRC/NRO	Security related information withheld pursuant to 10 CFR § 2.390(d).	5

	Accession Number	Author Name/ Affiliation	Title/Description	Document Date	Document Type	Addressee/ Addressee Affiliation	Comment	Pages
PP-11-04	ML092440656	Tennessee Valley Authority	Attachment 15.00.03-001A - Description of AP1000 ORIGENS Calculation.	08/17/2009		NRC/NRO	Security related information withheld pursuant to 10 CFR § 2.390(d).	10

September 3, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
TENNESSEE VALLY AUTHORITY)	Docket Nos. 52-014 and 52-015
)	
Bellefonte Nuclear Power Plant)	
(Units 3 and 4))	

AFFIDAVIT OF JOSEPH SEBROSKY CONCERNING
MANDATORY DISCLOSURE REQUIREMENTS OF 10 C.F.R. § 2.336(d)

I, Joseph Sebrosky, do hereby state as follows:

1. I am employed as a Senior Project Manager in the AP1000 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 the Tennessee Valley Authority, at issue in this proceeding.

2. In accordance with the Licensing Board's October 14, 2008 Memorandum and Order, 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 and that the disclosures are accurate and complete as of September 1, 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)

Joseph Sebrosky
Senior Project Manager, AP1000 Projects Branch 1
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
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Executed in Rockville, MD
this 3rd day of September, 2009

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
TENNESSEE VALLEY AUTHORITY) Docket Nos. 52-014 and 52-015
)
Bellefonte Nuclear Power Plant)
(Units 3 and 4))

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated September 3, 2009, providing notice of the availability of the eleventh update to the hearing file and mandatory disclosures made pursuant to 10 C.F.R. § 2.336(d), with attachments, together with the affidavit of Joseph Sebrosky, have been served upon the following persons by Electronic Information Exchange and electronic mail this 3rd day of September, 2009:

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