

September 22, 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 Power Plant, Units 3 and 4)
Docket Nos. 52-014 and 52-015

Dear Administrative Judges:

As requested by the Board in its September 18, 2009, Memorandum and Order, the NRC staff (Staff) is providing an update regarding the Advisory Committee on Reactor Safeguard's (ACRS) review of the Bellefonte Nuclear Power Plant combined license (COL) application. In its September 1, 2009, letter to the Board, the Staff informed the Board of its schedule for submitting chapters of the Safety Evaluation Report (SER) with open items to the ACRS to support ACRS subcommittee meetings on the Bellefonte SER and AP1000. On September 16, 2009, the ACRS published its agenda for the October meeting. *Advisory Committee on Reactor Safeguards; Meeting of the ACRS Subcommittee on AP1000; Notice of Meeting*, 74 Fed. Reg. 47,626. The agenda indicated that only a discussion of the SER for the AP1000 Design Certification Document (DCD) will occur at that meeting and did not indicate

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Judge Barratta

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that a discussion of the Bellefonte SER with open items will take place. *Id.* The Staff still plans on issuing Bellefonte SER with open items chapters at the same time that it issues AP1000 DCD SER with open items chapters, but the ACRS subcommittee does not plan to discuss the Bellefonte SER with open items at its October meeting.

As requested in the Licensing Board's September 18, 2009, Memorandum and Order, the Staff will provide further updates to the Licensing Board and parties on November 20, 2009.

Respectfully submitted,

/signed (electronically) by/
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See attached certificate of service

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 NRC Staff letter dated September 22, 2009, have been served upon the following persons by Electronic Information Exchange this 22nd day of September, 2009:

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