

December 1, 2009

Michael M. Gibson, Chair  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Gary S. Arnold  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

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

In the Matter of  
STP Nuclear Operating Company  
(South Texas Project, Units 3 & 4)  
Docket Nos. 52-012 and 52-013

Dear Administrative Judges:

Pursuant to 10 C.F.R. § 2.336(b) and (c), 10 C.F.R. § 2.1203, and the Licensing Board's Initial Scheduling Order of October 20, 2009, the Staff herein provides to the Licensing Board and the Parties an index containing information required to be disclosed by the Staff. 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](http://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 "South Texas Project Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Stacy K. Joseph.

Further, in accordance with the Initial Scheduling Order, the Staff herein produces a list identifying all documents withheld as proprietary, security-related, or Safeguards Information. The Staff shall preserve and maintain all privileged and/or otherwise protected documents during the pendency of this proceeding.

Respectfully submitted,

**/signed (electronically) by/**  
Jessica A. Bielecki  
Counsel for NRC Staff  
U.S. Nuclear Regulatory Commission  
Mail Stop O-15 D21  
Washington, DC 20555-0001  
(301) 415-1391  
Jessica.Bielecki@nrc.gov

Enclosures: Attachment 1: Hearing File Index  
Attachment 2: List of Documents Withheld  
Attachment 3: Affidavit of Stacy K. Joseph

**Attachment 1****South Texas Project COL Hearing File and Mandatory Disclosures  
Hearing File Index  
Update 2 – December 1, 2009**

All documents which have an asterisk after the document number contain references to CD or DVD attachments. The CD or DVD attachments were incompatible with ADAMS and are available for public viewing at the NRC Public Document Room. Information concerning the Public Document Room is available at <http://www.nrc.gov/reading-rm/pdr.html>.

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-1	ML093220077	12/14/1999	South Texas Project, Units 3 & 4 - Emergency Management Plan, Annex D, "Radiological Emergency Management," Tab 1: Fixed Nuclear Facility Accident Response". [REDACTED].
2-2	ML073650230	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 2, "Accident Assessment - Ingestion Pathway".
2-3	ML073650270	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 3, "Area Survey and Decontamination".
2-4	ML073650275	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 4, "Tool and Equipment Decontamination".
2-5	ML073650280	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 6, "Area Decontamination Methods".
2-6	ML073650283	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 8, "Respiratory Protection".
2-7	ML073650290	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 11, "Monitoring and Sampling Airborne Alpha Releases".
2-8	ML073650303	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 26, "Selection and Use of Personal Protective Equipment".
2-9	ML093220093	06/02/2005	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 5, "Personnel Monitoring and Decontamination". [REDACTED].

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-10	ML073650286	04/11/2006	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 9, "Radioprotective Drugs".
2-11	ML073650288	04/11/2006	South Texas Project, Units 3 & 4 - TXREM10.00, Rev. 5, Emergency Management Procedures, Procedure 10, "Monitoring and Sampling Airborne Gamma Releases".
2-12	ML073650296	07/21/2006	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 24, "Contamination Control Team Operations".
2-13	ML073650308	07/31/2007	South Texas Project, Units 3 & 4 - Radiological Emergency Management Procedures Index.
2-14	ML093220086	10/19/2007	South Texas Project, Units 3 & 4 - Emergency Management Procedures, Procedure 13, "Emergency Notification and Deployment Procedure." [Redacted].
2-15	ML093160323	06/25/2009	South Texas Project, Unit 3 & 4 Combined License Application (COLA), Response to Request for Additional Information Letter Numbers 113, 114, and 115, Part 2, Tier 2, Sections 4.3, 4.4, and 4.5.
2-16	ML092930393	09/16/2009	South Texas Project, Units 3 and 4 - Submittal of Combined License Application Revision 3.
2-17	ML092940633	09/16/2009	Toshiba Corporation, Affidavit Regarding Withholding Confidential and Proprietary Information from Public Disclosure.
2-18	ML093130374	09/24/2009	2009/09/24 STP COL - RAI 05.04.06-2
2-19	ML093000066	09/25/2009	2009/09/25-STP COL - Non-Proprietary - STP Pool Swell Report.
2-20	ML093010214	10/02/2009	2009/10/02-STP COL - FW: Response to Request for Additional Information / Submittal of ABWR LOCA Topical Report Supporting STP Fuel Amendment (Redacted).
2-21	ML093010171	10/08/2009	2009/10/08-STP COL - U7-C-STP-NRC-090172 (Redacted).
2-22	ML092920177	10/15/2009	South Texas Project, Units 3 and 4, Reply to NRC Inspection Report 05200012-09-202 and 05200013-09-202.

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-23	ML092920179	10/15/2009	South Texas Project, Unit 3 & 4, Response to Request for Additional Information, (RAI) Letter Number 272 related to Combined License Application (COLA) Part 2, Tier 2, Section 1.9S.
2-24	ML092930115	10/15/2009	South Texas Project, Unit 3 & 4 - Response to Request for Additional Information, (RAI) letter number 224 related to Combined License Application (COLA) Part 2, Tier 2, Section 5.3.
2-25	ML093140781	10/15/2009	10/15/2009 Non-Proprietary - Presentation Slides - STP 3&4 ABWR Technical Specification Setpoints Methodology Report Overview.
2-26	ML092880783	10/19/2009	9/30/09 - Summary of Public Meeting Held With South Texas Project Nuclear Operating Company to Discuss Their Plans to Begin Pre-Construction Activities Prior to the Approval of South Texas Project Nuclear Operating Company's Combined License Application.
2-27	ML092890436	10/19/2009	Presentation Slides, An Overview of Preconstruction Activities For South Texas Project, Units 3 and 4.
2-28*	ML093070279	10/19/2009	South Texas Project, Unit 3 & 4, Response to Request for Additional Information (RAI) Letter Number 226 Related to Combined License Application (COLA) Part 2, Tier 2, Section 06.02.01.
2-29	ML093030296	10/26/2009	South Texas Project Units 3 & 4, Response to Request for Additional Information No. 274.
2-30	ML093030297	10/26/2009	South Texas Project, Units 3 and 4, Response to Request for Additional Information Letter No. 223, Part 2, Tier 2, Section 15.00.03.
2-31	ML093130348	10/26/2009	2009/10/26 STP COL - RE: STP 3&4 revised model documentation
2-32	ML093130373	10/26/2009	2009/10/26 STP COL - U7-C-STP-NRC-090182
2-33	ML093030320	10/27/2009	2009/10/27 STP COL - RE: Virtual Reading Room Access Request for Spicher
2-34	ML093060175	10/27/2009	South Texas Project, Units 3 and 4 - Response to Request for Additional Information.
2-35	ML093130357	10/27/2009	2009/10/27 STP COL - RE: Phone Call

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-36	ML093130358	10/27/2009	2009/10/27 STP COL - NRC Availability for Telecon with STP
2-37	ML092930194	10/28/2009	Request For Withholding Information From Public Disclosure "Post-LOCA Suppression Pool Swell Analysis For ABWR Containment Design," Revision 0, UTLR-0005-P (Proprietary).
2-38	ML093070285	10/28/2009	South Texas, Units 3 and 4, Response to Request for Additional Information Letter Number 157 Related to Combined License Application Part 2, Tier 2, Section 3.8.
2-39	ML093090625	10/28/2009	2009/10/28 STP COL - FW: Transmittal of U7-C-STP-NRC-090184
2-40	ML093130380	10/28/2009	2009/10/28 STP COL - November 10 & 12, 2009 Audit
2-41	ML093130382	10/28/2009	2009/10/28 STP COL - RE: Virtual Reading Room Access Request for Spicher
2-42	ML092930227	10/29/2009	Request for Withholding Information from Public Disclosure UTLR-0005-P, "Post LOCA Suppression Pool Swell Analysis for ABWR Containment Design," (Proprietary).
2-43	ML092950048	10/29/2009	10/01/09 Summary of Public Meeting Held with South Texas Project Nuclear Operating Company to Discuss Changes Between Revision 2 and Revision 3 of the South Texas Project Nuclear Operating Company's Combined License Application.
2-44	ML092950125	10/29/2009	Enclosure 3 - Summary of Public Meeting Held with South Texas Project Nuclear Operating Company to Discuss Changes Between Revision 2 and Revision 3 of The South Texas Project Nuclear Operating Company's Combined License Application.
2-45	ML092950138	10/29/2009	Enclosure 4 - Summary of Public Meeting Held with South Texas Project Nuclear Operating Company to Discuss Changes Between Revision 2.
2-46	ML093000168	10/29/2009	Enclosure 5 - Summary of Public Meeting Held with South Texas Project Nuclear Operating Company to Discuss Changes Between Revision 2 and Revision 3 of The South Texas Project Nuclear Operating Company's Combined License Application.
2-47	ML093000190	10/29/2009	Enclosure 6 - Summary of Public Meeting Held With South Texas Project Nuclear Operating Company To Discuss Changes Between Revision 2 and Revision 3 Of The South Texas Project Nuclear Operating Company's Combined License Application.

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-48	ML093020711	10/29/2009	Request for Additional Information Letter No. 229 Related to SRP Section 04.04 for the South Texas Project Combined License Application.
2-49	ML093090336	10/29/2009	South Texas Project, Units 3 & 4 - Supplemental Response to Request for Additional Information.
2-50	ML093090633	10/29/2009	2009/10/29 STP COL - FW: Response to Requests for Information
2-51	ML093130317	10/29/2009	2009/10/29 STP COL - Supplemental RAI Response
2-52	ML093130355	10/29/2009	2009/10/29 STP COL - RAI Response
2-53	ML093130365	10/29/2009	2009/10/29 STP COL - RE: Draft RAI 3919
2-54	ML093130366	10/29/2009	2009/10/29 STP COL - Draft RAI 3919
2-55	ML093130113	10/30/2009	South Texas Project, Units 3 & 4 - Submittal of ABWR Topical Report re Instrument Setpoint Methodology.
2-56	ML093130332	10/30/2009	2009/10/30 STP COL - STP submittal of WEC topical report - PROPRIETARY
2-57	ML093130115	10/31/2009	Topical Report WCAP-17119-NP, Rev. 0, "Methodology for South Texas Project, Units 3 & 4, ABWR Technical Specification Setpoints" .
2-58	ML093130364	11/02/2009	2009/11/02 STP COL - Chapter 8 Draft Supplemental RAI 3848
2-59	ML093130377	11/02/2009	2009/11/02 STP COL - Draft RAI 3896 - Chapter 3.6.2
2-60*	ML093140253	11/03/2009	South Texas Project, Unit 3 & 4, Response to Request for Additional Information, (RAI) Letter Number 279 Related to Combined License Application (COLA) Part 2, Tier 2 Chapter 19.
2-61	ML093130363	11/04/2009	2009/11/04 STP COL - RAI
2-62	ML093090617	11/05/2009	2009/11/05 STP COL - FW: Alternative sites scoping letters
2-63	ML093130283	11/05/2009	2009/11/05 STP COL - Draft Physical Security Audit Plan

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-64	ML093100236	11/06/2009	Request for Additional Information Letter No. 285 Related To SRP Section 15.8 For The South Texas Project Combined License Application
2-65	ML093130360	11/06/2009	2009/11/06 STP COL - FW: Spurious actuations
2-66	ML093130362	11/06/2009	2009/11/06 STP COL - Request for Additional Information Letter No. 285 Related To SRP Section 15.8 For The south Texas Project Combined License Application
2-67	ML093130375	11/07/2009	2009/11/07 STP COL - 11/10 Telecon
2-68	ML092870574	11/09/2009	Site Audit Summary of STPNOC's Revised Alternative Sites Analysis.
2-69	ML093130292	11/09/2009	Request for Additional Information Letter No. 286 Related To SRP Sections 9.2 For The South Texas Project Combined License Application.
2-70	ML093130330	11/09/2009	11/17/2007 Notice of Teleconference with South Texas Project Nuclear Operating Company to Discuss Responses to Request for Additional Information Related to Alternative Sites for the South Texas Project Units 3 & 4 Environmental Reviews.
2-71	ML093130508	11/09/2009	2009/11/09 STP COL - FW: RAI Response Timeframes
2-72	ML093170679	11/09/2009	South Texas Project, Units 3 & 4, Supplemental Response to Request for Additional Information Letter 204 Related to Combined License Application Part 2, Tier 2, Section 12.2.
2-73	ML093170836	11/09/2009	2009/11/09 STP COL - RE: 11/10 Telecon
2-74	ML093160026	11/10/2009	2009/11/10 STP COL - FW: FSAR RAI
2-75	ML093160030	11/10/2009	2009/11/10 STP COL - FW: Transmittal of U7-C-STP-NRC-090195
2-76	ML093170197	11/10/2009	South Texas Project, Units 3 and 4 - Proposed Revision to Environmental Report.
2-77	ML093170203	11/10/2009	South Texas Project, Units 3 and 4, Supplemental Response to Request for Additional Information (RAI) Letter No. 224 related to Combined License Application (COLA) Part 2, Tier 2, Section 5.3.
2-78	ML093170204	11/10/2009	South Texas Project Units 3 & 4, Responses to Request for Additional Information Letter No. 280 re COLA Part 2, Tier 2, Section 8.3.1, "AC Power Systems."

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-79	ML093170222	11/10/2009	South Texas Project, Units 3 & 4 - Response to Request for Additional Information.
2-80	ML093170454	11/10/2009	South Texas Project, Units 3 & 4, Submittal of "Applicant's Supplemental Environmental Report-Amendment to ABWR Standard Design Certification."
2-81	ML093170455	11/10/2009	ABWR-LIC-09-621, Rev. 0, Applicant's Supplemental Environmental Report - Amendment to ABWR Standard Design Certification, ABWR Design Change Proposal Review for Impacts to the Assessment of Severe Accident Mitigation Design Alternatives.
2-82	ML093170830	11/10/2009	2009/11/10 STP COL - New STP Chp 12 RAIs
2-83	ML093170832	11/10/2009	2009/11/10 STP COL - FW: Responses to Request for Additional Information
2-84	ML093170833	11/10/2009	2009/11/10 STP COL - RE: Copy of RAI Response Letter
2-85	ML093170834	11/10/2009	2009/11/10 STP COL - Responses to Request for Additional Information
2-86	ML093170837	11/10/2009	2009/11/10 STP COL - DISTRIBUTION LIST
2-87	ML093170828	11/11/2009	2009/11/11 STP COL - RE:
2-88	ML093200201	11/11/2009	South Texas Project, Unit 3 & 4, Proposed Revision to Environmental Report, Sections 2.3.1, 5.2 & 5.4.
2-89	ML093140777	11/12/2009	10/15/2009-Summary of Closed Meeting with STP To Discuss ABWR Technical Specification Setpoints Methodology Report Overview.
2-90	ML093160096	11/12/2009	Request for Additional Information Letter No. 287 Related to SRP Section 8.1 for the South Texas Project Combined Licensed Application.
2-91	ML093160652	11/12/2009	Request for Additional Information Letter No. 284 Related to the SRP Section 11.4 For the South Texas Combined License Application.
2-92	ML093170829	11/12/2009	2009/11/12 STP COL - STP SPRA Chp 19 RAI Status
2-93	ML093170835	11/12/2009	2009/11/12 STP COL - RE: STP SPRA Chp 19 RAI Status
2-94	ML093180014	11/12/2009	2009/11/12 STP COL - FW: Transmittal Letter U7-C-STP-NRC-090201
2-95	ML093180016	11/13/2009	2009/11/13 STP COL - Comment letter on South Texas Nuclear Power Plant



	<b>Accession Number</b>	<b>Document Date</b>	<b>Title/Description</b>
2-96	ML093200103	11/16/2009	2009/11/16 STP COL - RE: STP External Flood Assessment
2-97	ML093200156	11/16/2009	2009/11/16 STP COL - Conference Call with STP Regarding Chapter 3.9.2 Audit of Vibration Report
2-98	ML093200367	11/16/2009	Request for Additional Information Letter No. 230 Related To SRP Sections 01 For The South Texas Project Combined License Application.
2-99	ML093200392	11/16/2009	Request for Additional Information Letter No. 231 Related To SRP Sections 01 For The South Texas Project Combined License Application.
2-100	ML093200497	11/16/2009	2009/11/16 STP COL - Public Telecon on Tues, Nov 17th
2-101	ML093200498	11/16/2009	Request for Additional Information Letter No. 288 Related To SRP Section 03.06.02 For the South Texas Project Combined License Application.
2-102	ML093210071	11/16/2009	2009/11/16 STP COL - Summary of Teleconference with Applicant Held on November 12, 2009
2-103	ML093210072	11/16/2009	2009/11/16 STP COL - Status Telecon for Chapter 6
2-104	ML093210073	11/16/2009	2009/11/16 STP COL - DRAFT RAI related to ECCS Suction Strainers
2-105	ML093210074	11/16/2009	2009/11/16 STP COL - RAI Response Letter U7-C-STP-NRC-090202

**Attachment 2**                      **South Texas Project COL Hearing File and Mandatory Disclosures**  
**List of Documents Withheld – Proprietary Information, Security-Related Information, and Safeguards Information**  
**Update 2 – December 1, 2009**

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding are being withheld as proprietary information subject to withholding from public disclosure pursuant to 10 C.F.R. § 2.390(a)(4). In addition, some documents are being withheld as security-related information authorized to be withheld under § 2.390(d)(1) and (a)(4). Finally, some documents are being withheld as Safeguards Information, which is withheld from disclosure pursuant to the following statutory and regulatory provisions: Section 147 of the Atomic Energy Act of 1954, as amended, and 10 C.F.R. §§ 2.390(a)(3), 73.21, and 73.22. Pursuant to the Initial Scheduling Order issued by the Licensing Board on October 20, 2009, the Staff is providing this list to identify the following documents withheld as proprietary, security-related, or Safeguards Information, and subject to protected status under Section 2.390.

<b>Accession Number</b>	<b>Author Name/ Affiliation:</b>	<b>Title/Description</b>	<b>Document Date</b>	<b>Document Type</b>	<b>Addressee / Addressee Affiliation</b>	<b>Comment</b>	<b>Pages</b>
2-1	Bakshi B, Westinghouse Electric Co, LLC	10/15/2009 Proprietary- Presentation Slides - STP 3&4 ABWR Technical Specification Setpoints Methodology Report Overview.	10/15/2009	Meeting Briefing Package/Han douts Slides and Viewgraphs	NRC/NRO	Document contains proprietary commercial information.	15
2-2	Sorie T, Toshiba Corp	U7-C-STP-NRC- 090179, Attachment 4, Proprietary Reports.	10/29/2009	Report, Miscellaneous	NRC/NRO	Document contains proprietary commercial information.	177

	Accession Number	Author Name/ Affiliation:	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Pages
2-3	ML093130116	Bakshi S S Choe H Tuley C R, Westinghouse Electric Co, LLC	Topical Report WCAP-17119-P, Rev. 0, "Methodology for South Texas Project, Units 3 & 4, ABWR Technical Specification Setpoints".	10/31/2009	Topical Report	NRC/NRO	Document contains proprietary commercial information.	112

**Attachment 3**

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
)  
)  
STP NUCLEAR OPERATING COMPANY ) Docket Nos. 52-012 & 52-013  
)  
)  
(South Texas Project, Units 3 & 4) )

AFFIDAVIT OF STACY K. JOSEPH CONCERNING  
MANDATORY DISCLOSURE REQUIREMENTS

I, Stacy K. Joseph, do hereby state as follows:

1. I am employed as a Project Manager in the ESBWR/ABWR Projects Branch 2 of the Division of New Reactor Licensing in the Nuclear Regulatory Commission's ("NRC") Office of New Reactors. I serve as a project manager for the NRC's review of the Combined License Application submitted by STP Nuclear Operating Company, at issue in this proceeding.

2. In accordance with 10 C.F.R. § 2.336(c), I hereby certify that all relevant materials required to be disclosed in the captioned proceeding have been disclosed and that the disclosures are accurate and complete for documents identified as of November 16, 2009.

3. In accordance with the Board's Initial Scheduling Order of October 20, 2009, the NRC staff conducted a reasonable good faith search for all documents or information, including electronically stored information, subject to the mandatory disclosure and hearing file requirements and the disclosure or production excludes only (a) documents or information

exempted from disclosure pursuant to the law, including NRC regulations or this order, and (b) information that is not reasonably accessible because of undue burden or cost. The NRC staff has not excluded any information due to it not being reasonably accessible because of undue burden or cost.

4. 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)**

Stacy K. Joseph  
Project Manager, ESBWR/ABWR  
Projects Branch 2  
Division of New Reactor Licensing  
U.S. Nuclear Regulatory Commission  
Mail Stop T6-D38M  
Washington, DC 20555-0001  
(301) 415-2849  
Stacy.Joseph@nrc.gov

Executed in Rockville, MD  
this 30th day of November, 2009

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
)  
)  
STP NUCLEAR OPERATING COMPANY ) Docket Nos. 52-012 & 52-013  
)  
)  
(South Texas Project, Units 3 & 4) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated December 1, 2009, providing notice of the availability of the second update to the hearing file and mandatory disclosures made pursuant to 10 C.F.R. § 2.336, with attachments, together with the affidavit of Stacy K. Joseph, have been served upon the following persons by Electronic Information Exchange this 1st day of December, 2009:

Administrative Judge  
Michael M. Gibson  
Atomic Safety and Licensing Board Panel  
Mail Stop – T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
(E-mail: Michael.Gibson@nrc.gov)

Office of Commission Appellate  
Adjudication  
Mail Stop O-16C1  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail:OCAAmail@nrc.gov

Administrative Judge  
Gary S. Arnold  
Atomic Safety and Licensing Board Panel  
Mail Stop – T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
(E-mail: Gary.Arnold@nrc.gov)

Office of the Secretary  
ATTN: Docketing and Service  
Mail Stop: O-16C1  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: HEARINGDOCKET@nrc.gov

Administrative Judge  
Randall J. Charbeneau  
Atomic Safety and Licensing Board Panel  
Mail Stop – T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001  
(E-mail: Randall.Charbeneau@nrc.gov)

Robert V. Eye, Esq.  
Counsel for the Intervenor  
Kauffman & Eye  
Suite 202  
112 SW 6th Ave.  
Topeka KS 66603  
bob@kauffmaneye.com

Steven P. Frantz, Esq.  
Stephen J. Burdick, Esq.  
Alvin Gutterman, Esq.  
John E. Matthews, Esq.  
Counsel for the Applicant  
Morgan, Lewis & Bockius, LLP  
1111 Pennsylvania Ave., NW  
Washington, DC 20004  
E-mail:  
sfrantz@morganlewis.com  
sburdick@morganlewis.com  
agutterman@morganlewis.com  
jmatthews@morganlewis.com

**/Signed (electronically) by/**

Jessica A. Bielecki  
Counsel for NRC Staff  
U.S. Nuclear Regulatory Commission  
Mail Stop O-15 D21  
Washington, DC 20555-0001  
(301) 415-1391  
Jessica.Bielecki@nrc.gov