TENNESSEE VALLEY AUTHORITY

Bellefonte Nuclear Plant, Units 1 and 2

Initial Prehearing Conference
March 1, 2010

ERRATA

Page	Line	Action
21	13	change “why” to “flawed”
21	15	change “be” to “begin”
21	15	delete “dealing”
21	16	insert “in an” after “front”
21	16	change “August, 28” to “August 26, 2008”
21	18	after “permits” insert “, which we will refer”
21	18	delete “referred”
21	20	change “surrounded” to “surrendered these CPs″
21	21	after “in” and before “2006” add “September of”
21	21	add “s” to “CP”
22	1	after “explained” insert “why there is good cause for reinstatement″
22	1	add an “s” on “purpose” = “purposes”
22	2	change “Bollwerk” to “Bollwerk,”
22	3	delete “,” after “generation”
22	3	add “increasing costs per kilowatt of installed capacity among “ before “generation”
22	6	insert “, and” after “construction”
22	6	delete “, Or And”; capitalize “Finally”
22	7	delete “s,” from “units,”
22	12	delete “n’t” off of “wasn’t” = “was”
22	15	change “present” to “precedent”
22	17	change “that” to “at”
22	17	add “in” after “issue”
22	19	insert “that” after “recognize”
22	22	change “recommend” to “recommended”
22	22	change “recognize” to “authorize it”
22	23	change “1 and the PC” to “the unit 1 and 2 CPs″
22	23	insert “18th” after February
22	23	insert “Commission in fact authorized the” after “the”
22	23	insert “to reinstate the CPs” after “staff”
22	24	delete “AUTHORIZE”
22	24	change “placed” to “place”
22	24	change “terminate” to “terminated”
22	25	delete “I had”
23	9	change “CLI-1006” to “CLI-10-06”

Page	Line	Action
23	22	replace “therefore will” with “thereunder”
23	22	insert “the” after “shown”
23	25	insert “for the good cause standard” after “Act”
24	2	change “CLI-06” to “CLI-10-06”
24	2	insert “in order” after “that”
24	2	insert “its” after “exercise”
24	3	delete “the”
24	5	insert “for” after “not”
24	8	change “license” to “licenses”
24	10	insert “logical derivation of the” after “the”
24	12	insert “its implementing” after “and”
24	13	change “55(b)” to “50.55(b)”
24	13	insert “seminal” after “The”
24	14	insert “find it” after “Seabrook,”
24	15	change “CLI 84.6” to “CLI-84-6”
24	17-22	The sentence should read: “It holds that in order to meet the good cause standard, and I’m going to quote, ‘the proponent of the contention must articulate some basis to show that the applicant is responsible for the delay,’ which the petitioners here claim is not the case and acknowledge, ‘and has acted intentionally and without a valid business purpose.’”
25	1	insert “reasonable” after “number of”
25	2	place a “.” after “alternatives” and capitalize the “c” in Consistent
25	3	delete the “s” on “precedents” = “precedent”
25	3	insert “the” before “Commission”
25	3	insert “expressly” after “Commission”
25	4	change “TVA” to “TVA’s”
25	6	change “CP” to “CPs”
25	6	insert “and this is” after “CPs,”
25	6	change “legal” to “logical”
25	9	change “relegation” to “relitigation”
25	10	change “will be” to “were”
25	11	change the “,” to a “.”
25	11	insert “as a separate matter” after “NEPA”
25	12	add “. The scope” after “CONCLUSION”
25	12	delete “come”
25	13	insert “is limited to the proposed action - here,” after “NEPa”
25	13	change “reinstate” to “reinstatement”
25	13	change “o’f” to “of”
25	14	change “license” to “licenses”
25	14	insert “again” after “and”
25	15	insert “in this case” after “that”
25	16	insert “NEPA as it has issued” after “under”
25	16	change “assessments” to “assessment.”
25	16	change “and” to “So”

Page	Line	Action
25	17	insert “to the Board” after “left”
25	17	insert “then is the question of” after “here”
25	17	insert “TVA has shown "good cause" warranting reinstatement” after “fact,”
38	5	change “parts” to “subparts”
38	12	change “that” to “they”
38	12	insert “later” after “addressed”
38	13	insert “as it was plead” after “3-A”
38	17	change “purported” to “purportedly”
38	18	change “CP” to “CPs”
38	21	insert “groundless and” after “is”
38	21	delete “,” after “factually”
38	22	change “this” to “these”
38	22	change “reason” to “reasons”
38	24	insert “of the CPs” after “reinstatement”
39	1	change “(f). 13” to (f)(1)(iii)”
39	3	insert “a” after “that”
39	10	change “(f). 15” to “(f)(1)(v)”
39	13	change “B-4” to “before”
39	13	change “discharge” to “discharging”
39	21	change “Secy, 080041” to “COMSECY 08-0041”
40	4	chance “EAD” to “EA”
40	4	change “for” to “before”
40	5	insert “for this reason” after “again,”
40	6	change “disputes of” to “dispute on a”
40	7	change “(f). 16” to “(f)(1)(vi)”
40	11	change “with” to “of”
40	14	delete “the”
40	14	change “legal” to “illegal”
40	20	change “(f). 13” to “(f)(1)(iii)”
40	24	change “permanent” to “permitting”
41	4-6	The sentence should read: “Therefore, no EIS is required, as CP reinstatement is not one of the agency actions listed in section 51.20 as requiring an EIS.”
41	7	insert “’s EA” after “staff”
41	8	delete the “,” after “address”
41	16	change “McQuire” to “McGuire”
41	22	insert “essentially” after “rejected”
41	22	change “argument” to “arguments”
41	24	change “CP” to “CPs”
42	3	change “requesting” to “request and”
42	12	change “entirely” to “entirety”
42	13	change second “legal” to “litigable”
42	14	insert “a” after “on”

Page	Line	Action
42	15	delete “15 and 6” and replace with “(1)(v) and (vi)”
42	24	insert “to come” after “process”
43	8	insert “presumably” after “hearing”
43	13	delete “admissibility”
43	13	change “right” to “ripe”
50	22	change “SCIS” to “SEIS”
51	4	insert “Well as you know, Judge Bollwerk,” before TVA
51	4	insert “to support” after “so”
51	7	insert “and” after “construction”
51	9	delete “,” after “unit”
51	9	insert “an” before “AP”
51	9	insert “a” before “third”
51	16	change “with” to “what”
51	17	change “EIS” to “SEIS”
51	17	insert “environmental” after “our”
51	20	change “BMW” to “B&W”
51	20	insert “an” after “or”
51	20	change “A P1000” to “AP1000”
51	22	change “BMW” to “B&W”
51	23	change “BMW” to “B&W”
51	25	insert “them” after “giving”
52	4	insert “be” after “would”
52	7	change “SCIUS” to “SEIS”
52	8	insert “at the site” after “unit”
53	16	insert “, as a Federal agency,” after “TVA”
53	20	change “operation” to “operating”
53	20	insert “to the staff” after “application”
53	21	change “- - to” to “- - if”
53	25	insert “basically” after “that”
53	25	change “has” to “as”
54	2	change “BMW” to “B&W”
54	12	insert “to” before “begin”
54	12	insert “,” after “with”
54	12	change “as” to “is”
54	13	change “equal” to “equivalent”
62	2	change “there” to “they are”
62	2	insert “TVA” after “the”
62	4	insert “the” before “staff”
62	13-16	The sentence should read: “And consistent with that, your Honor, TVA also did an EA regarding reinstatement and came to the same conclusion, just that the supplemental EIS is for purposes of their Board and their decision as to whether or not to construct and operate.”
62	20	delete “pop per rail”
62	21	insert “units, that's correct your Honor” after “two”

Page	Line	Action
62	21	delete “urge”
63	5	insert “and” after “forward,”
63	6	change “doing” to “going”
63	8	change “BMW” to “B&W”
63	13	insert “and” before “operation”
63	14	insert “was our original EIS” after “units”
63	19	insert “EIS” after “1974”
64	4	insert “back in 1978 when we adopted it in our operating license application” after “units”
64	12	change “units” to “unit operation and construction”
64	20	insert “while they are conferring, can I add one other point to this?” after “Honor,”
64	20	insert “that” after “reasons”
64	22	change “without” to “would bound”
64	23	insert “and I believe it” after “analysis”
64	24	insert “when it is bounding” after “it”
71	14	change “(f). 13” to “(f)(1)(iii)”
71	16	change “score” to “scope”
71	19	insert “whatsoever” after “nothing”
71	25	change “PCs” to “CPs”
72	3	change “or” to “of”
72	5	change “concluded” to “precluded”
72	14	change “for” to “of”
72	14	change “and” to “for”
72	17	change “failed” to “fails”
72	19	change “(f) 1, 4 & 6” to “(f)(1)(iv) and (vi)”
73	7	insert “has confirmed completion of construction” after “and”
73	10	insert “operate” after “to”
73	11	insert “those implemented” after “including”
73	13	insert “to this point” after “Further”
73	14	change “CLI-1006” to “CLI-10-06”
73	16	change “CLI-1006” to “CLI-10-06”
73	21	change “and” to “is”
74	2	change “defactor” to “defacto”
74	3	insert “they are” after “therefore,”
74	7	insert “fourth” after “this”
74	13	change “forage” to “point”
74	15	insert “present a” before “sufficiently”
74	15	change “in” to “and”
74	20	change “comply” to “compliance”
74	20	insert “NRC” after “with”
74	22	change “does” to “do”
74	22	insert “(1)(v) and (vi)” after “(f)
74	23	delete “F1, 5 and 6.”

Page	Line	Action
75	4	change “They” to “There”
75	9	change “staff” to “staff’s”
75	13	insert “that the Commission in” after “And”
75	14	change “1006” to “10-06”
75	14	change “argument” to “arguments”
75	16	change “these” to “this”
76	4	delete “State”
76	5	change “agrees” to “stated reasons”
76	8	insert “it will be” after “and”
76	15	change “inadequate” to “an adequate basis to change their course of action”
77	2	insert “proceeding” after “application”
77	21	insert “if we were to go forward” after “action”
78	7	insert “, its own internal environmental assessment for its NEPA requirements” after “assessment”
78	9	insert “EA” after “separate”
78	9	change “issue” to “issued”
83	11	insert “the” after “Under”
83	11	insert “that” after “assumption”
83	12	change “under” to “part of the”
83	15	change “right” to “bright”
83	15	change “and” to “that”
83	16	delete second “have”
83	24	insert “meeting” after “as well as”
84	1	change “State” to “Statement”
92	9	insert “Thank you Mr. Chairman,” before “My”
92	13	insert “somewhat” after “something”
92	15	change “those” to the “proposed”
92	15	change “contentions” to “contention”
92	17	insert “it” before “does not”
93	5	insert “part of” after “is”
93	7	change “we thing it meets” to “of rethinking”
93	22	insert “an” after “and”
93	23	change “contentions” to “contention”
93	23	change “as” to “is”
94	2	insert “Bellefonte units” after “day,”
94	2	change “is equally” to “will be economically”
94	9	change “CPR” to “CFR”
94	9	change “(f) 1, 3, 4 or 5” to “(f)(1)(iii), (iv) or (v)”
94	18	insert “installed” after “of”
94	18	insert “new” after “than”
94	19	insert “now on the table” after “construction”
94	25	change “had” to “are”
95	6-9	The sentence should read: “Petitioners focus is almost exclusively

Page	Line	Action
		on cost projections for alternative energy sources in the Bellefonte Units 3 and 4 Environmental Report. This is not the forum, though, for dealing with costs related to Bellefonte Units 3 and 4."
95	18	change “various” to “the very”
95	22	change “this” to “what they want to raise”
96	4	change “continued” to “contend that”
96	13	change “in instances” to “instances” (delete 2nd “in”)
96	16	delete “we”
96	20	change “large” to “largely economic and”
96	20	change “judgment” to “judgments”
96	21	change “and” to “in the”
96	25	insert “is the standard” after “standard”
96	25	change “e” to “the”
97	1	insert “initial” before “issuance”
97	3	insert “The” before “Commission’s”
97	3	change “1006” to “10-06”
97	4	insert “they” after “reason,”
97	7	change “it is our position on” to “has embarked, as I mentioned”
97	8	change “need” to “needs”
97	13	change “need” to “needs”
97	14	insert “itself” after “motion”
97	15	change “It” to “In short, that TVA has initiated an update to its broad resource plan”
97	15	insert “or material” after “relevant”
97	15	change “TVA” to “TVA’s”
97	22	change “license” to “licenses”
98	5	insert “that are” before “pose”
98	5	change “are” to “as”
98	9	insert “relative” before “cost”
98	9	change “alternative” to “alternatives”
98	10	change “suggestions” to “suggesting”
98	11	change “with the” to “than would be”
98	18	insert “at this point and time” after “do”
98	18	change “by” to “of”
98	19	change “relevant” to “relative”
98	24	insert “of the” after “reinstatement”
99	1	insert “would have relevance” after “relevance,”
99	1	insert “proceeding” after “license”
99	7	insert “simple statement” after “that”
99	7	insert “explains what” after “and”
99	7	insert “cost” after “those”
99	7	insert “and those factors are” after “are”
99	19	insert “Judge Barratta, the sentence” after “sorry,”
99	20	insert “was” after “to”

Page	Line	Action
100	5	insert “point that we make in our response at” after “the”
100	6	delete” response we are making on”
100	11	change “BLM” to BLN”
100	18	insert “flout the Commission's” after “again”
101	1	change “their” to “that there are flaws in the”
101	2	insert “wholly” after “a”
101	25	insert “that” after “just”
101	25	insert “is” after “matter”
102	14	change “just” to “yet”
102	22	insert “is what we are looking at, that's correct” after “2011”
103	12	insert “In this case as well, it will all have to feed in,” before “That’s”
104	1	change “it and a” to “the”
104	9	insert “it” after “serviced,”
104	20	insert “Let me just reiterate, though,” before “If”
123	19	change “VIGLUICCI” to “CHANDLER”
123	24	insert “to” after “subject”
123	25	change “though” to “now”
124	14	insert “of” after “statement”
124	15	insert “seeking reinstatement of the” before “construction”
124	22	change “f1, 3, 4, and 5” to “f(1)(iii), (iv) and (v)”
125	6	change “preceding” to “proceeding”
125	13	insert “compliance with” after “assure”
125	13	change “They are” to “TVA, under its approved NQAP, the nuclear quality assurance program, and its related corrective action program, is”
125	19	change “had” to “expressed”
125	19	insert “while not a commonplace occurrence,” after “views,”
126	11	change “attending” to “the tendon”
126	20	change “represented” to “presented”
127	12	change “2206” to “2.206”
127	21	change “or” to “are just”
128	4	change “VIGLUICCI” to “CHANDLER”
128	15	change “VIGLUICCI” to “CHANDLER”
128	22	change “VIGLUICCI” to “CHANDLER”
129	5	change “VIGLUICCI” to “CHANDLER”
129	6	insert “first of all to correct, I think” after “Baratta,”
129	7	insert “probably” after “were”
131	7	change “VIGLUICCI” to “CHANDLER”
131	17	change “VIGLUICCI” to “CHANDLER”
131	18	change “they’re” to “there are”
131	19	change “too,” to “could”
131	19	insert “own” after “its”
131	19	delete “, one,”

Page	Line	Action
132	13	insert “program and” after “assurance”
132	13	change “activity” to “activities”
132	18	change “VIGLUICCI” to “CHANDLER”
132	24	change “VIGLUICCI” to “CHANDLER”
133	6	change “VIGLUICCI” to “CHANDLER”
133	24	change “subwise” to “stepwise”
133	24	insert “, your Honor, as” after “fashion”
147	14	change “MR. VIGLUICCI” to “MS. SUTTON”
147	14	insert “Like its predecessors,” before “Proposed”
147	16	change “and” to “a”
147	16	change “impact a” to “impact assessment and”
148	3	insert “staff’s” after “the”
148	7	replace “under section 2.309 9E013” with “here pursuant to 10 CFR 2.309 f(1)(iii)”
148	8	change “2206” to “2.206”
148	11	change “and in order,” to “and order,”
148	16	change “2206” to “2.206”
148	17	change “COI-10 of 6” to CLT-10-06”
148	17	insert “that” before “should”
148	20	change “2N50” to “2 and 50”
148	21	change “N01” to “YOL”
149	10	change “to” to “in”
149	12	insert “, however,” after “issues”
149	12	change “recognizable” to “cognizable”
150	20	insert “to the plant” after “applicable”
150	23	insert “for compliance with these requirements” after “plans”
152	20	insert “at the present time” after “status”
152	21	insert “that” after “anticipated”
153	1	insert “That's correct, your Honor.” before “But”
153	7	change “NCLA1006” to “In CLI-10-06”
154	4	change “is” to “has been”
154	6	change “presence” to “precedent”
159	7	change “MS. JONES” to ‘MS. SUTTON”
165	2	insert “the claim” after “repeat”
165	3	change “reinstate” to “reinstatement”
165	4	insert “permits for” after “construction”
165	4	change “but here” to “This time, however, Petitioners allege”
165	5	delete “alleges”
165	6	insert “an” after “or”
165	8	delete “and”
165	8	insert “SSCs” after “life”
165	9-18	This paragraph should read: "In support, as you just heard, petitioners cite 10 CFR 50.49 concerning the environmental qualification of safety-related electrical equipment. Proposed Contention 8 further evidences petitioners recurring failure to abide

Page	Line	Action
		by the clear terms of the March 2009 Order. The subject of this proposed contention, the purported advanced age end-of-installed life SSCs, has no nexus to TVA's good cause justification for reinstatement of the CPs, and, accordingly, the contention must, yet again, be rejected as falling outside the scope of this proceeding pursuant to 10 CFR 2.309(f)(1)(iii)."
166	3	insert “a” after “raise”
166	4	insert “material” after “genuine”
166	4	change “section” to “Section 2.309(f)(1)(vi)”
166	5	delete “2 309f16.”
166	11	change “will” to “while”
166	11	insert “in this proceeding” after “litigable”
166	17	change “addressed” to “addresses the issue of”
166	17	insert “that” after “clear”
166	17	insert “procedural” after “TVA”
166	18	change “aged,” to “any age-degraded”
166	19	delete “degraded”
166	24	insert “hypothetically” after “could”
166	25	change “2206” to “2.206”
167	3	insert “the” after “evaluates’
167	6	change “reservation” to “preservation”
167	16	change “SECKY 0804 is, which” to “COMSECY-08-0041, this”
167	17	change “plans” to “systems”
167	17	insert “that were” after “equipment”
167	18	change “suspense” to “suspension”
167	20	change “build” to “built”
167	21	change “regarding” to “for compliance with”
167	21	insert “basis” after “licensing”
167	22	change “requirement” to “requirements”
167	23	insert “an” after “on”
167	25	change “aiming” to “aging”
168	4	insert “as yet” after “TVA’s”
168	8	change “2206” to “2.206”
168	8	insert “proceeding” after “2.206”
173	24	change “VIGLUICCI” to “CHANDLER”
173	25	insert “- he starts by” after “argument”
174	12	change “proceed sueding” to “proceeding”
175	5	change “9307” to “9308”
175	7	change “b” to “9b”
175	7	change “the subject” to “suggest”
175	8	change “four units be” to “for units three and”
175	8	change “- - for units” to “- - and not related to units 1 and 2”
175	9	delete “he, and four”
175	11	insert “Basin” after “River”
175	11	insert “proposed contention” before “9c”

Page	Line	Action
175	15	insert “nuclear” after “Bellefonte”
175	15	insert “, again contemplating four units” after “units”
175	15	change “And” to “Proposed contention”
175	15	insert “increased” after “addressed”
175	15	change “check” to “chemical”
175	20	delete “proposed”
175	20	insert “s, proposed contention” after “contention”
175	23	insert “reinstatement” after “permit”
176	2	insert “that” after “declaration”
176	2	insert “largely” after “they”
176	3	change “early” to “earlier final”
176	7	change “have been resulted” to “that may result”
176	9	insert “good cause” after “focused”
176	13	change “referred” to “refer”
176	14	insert “-8 in that proceeding” after “NEPA”
176	16	insert “such as that” after “proceeding”
176	17	change “foyer” to “four”
176	17	insert “it is” after “but”
176	18	insert “reinstatement proceeding” after “permit”
177	7	change “VIGLUICCI” to “CHANDLER”
183	7	change “VIGLUICCI” to “CHANDLER”

DB1/64535923