

BLACKBURN CARTER

A Professional Corporation - Lawyers

4709 Austin Street, Houston, Texas 77004
Telephone (713) 524-1012 ♦ Telefax (713) 524-5165

www.blackburncarter.com

JAMES B. BLACKBURN, JR.

MARY W. CARTER

CHARLES W. IRVINE

ADAM M. FRIEDMAN

MARY B. CONNER

KRISTI J. DENNEY

JAMES B. BLACKBURN, JR.
Sender's E-Mail: jbblaw@blackburncarter.com

December 23, 2010

Via Electronic Information Exchange

E. Roy Hawkens
Chief Administrative Judge
The Atomic Safety and Licensing Board Panel
11555 Rockville Pike
Rockville, MD 20852

RE: Docket No. 52-042; *Exelon Nuclear Texas Holdings, LLC*; Early Site Permit for Victoria County Station Site; Before The U.S. Nuclear Regulatory Commission, The Atomic Safety and Licensing Board; Non-Disclosure Affidavits

Dear Judge Hawkens:

Pursuant to the Memorandum and Order issued on December 21, 2010, attached are four Non-Disclosure Affidavits for access to SUNSI in the above matter. One is signed by Mr. Bill Jones as a Board Member of Texans for a Sound Energy Policy (TSEP). The other affidavit is signed by Charles W. Irvine of our firm. Finally, we have engaged John C. Halepaska and Steven L. Lange of Halepaska & Associates, Inc. and expect to utilize them as our experts and/or consultants. Non-Disclosure Affidavits executed by Mr. Halepaska and Mr. Lange are also attached.

Please contact Charles W. Irvine of our firm at (713) 524-1012 or via email at charles@blackburncarter.com with any questions regarding this submission.

Sincerely,

BLACKBURN CARTER, P.C.

by s/James B. Blackburn, Jr.
James B. Blackburn, Jr.

c: See attached Certificate of Service

Attachments:

Non-Disclosure Affidavit by Bill Jones
Non-Disclosure Affidavit by Charles W. Irvine
Non-Disclosure Affidavit by John C. Halepaska
Non-Disclosure Affidavit by Steven L. Lange

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of December, 2010, copies of the foregoing letter and attached Non-Disclosure Affidavits have been served upon the following persons by Electronic Information Exchange.

s/James B. Blackburn, Jr.

James B. Blackburn, Jr.

E. Roy Hawken
Chief Administrative Judge
The Atomic Safety and Licensing Board Panel
11555 Rockville Pike
Rockville, MD 20852

Ann Hove, Law Clerk
Email: ann.hove@nrc.gov

U.S. Nuclear Regulatory Commission
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
Washington, DC 20555-0001

Office of Commission Appellate Adjudication
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
Email: ocaamail@nrc.gov

U.S. Nuclear Regulatory Commission
Office of the Secretary of the Commission
Mail Stop O-16C1
Washington, DC 20555-0001
Hearing Docket
Email: hearingdocket@nrc.gov

J. Bradley Fewell
Exelon Generation Co., LLC
4300 Winfield Road
Warren, IL 60555
Email: bradley.fewell@exeloncorp.com

U.S. Nuclear Regulatory Commission
Office of the General Counsel
Mail Stop O-15D-21
Washington, DC 20555-0001
Marian Zobler, Esq.
Sara Kirkwood, Esq.
Stephanie Liaw, Esq.
Patrick A. Moulding, Esq.
Laura Goldin, Esq.
Anthony Wilson, Esq.
Joseph Gilman, Paralegal
Emails:
marian.zobler@nrc.gov
sara.kirkwood@nrc.gov
stephanie.liaw@nrc.gov
patrick.moulding@nrc.gov
laura.goldin@nrc.gov
anthony.wilson@nrc.gov
jsg1@nrc.gov

OGC Mail Center:
OGCMailCenter@nrc.gov

Steven P. Frantz
Stephen Burdick
Jonathan M. Rund
Mary Freeze
Morgan Lewis & Bockius, LLP
1111 Pennsylvania Ave., NW
Washington, DC 20004
Emails: sfrantz@morganlewis.com
sburdick@morganlewis.com
jrund@morganlewis.com
mfreeze@morganlewis.com

NON-DISCLOSURE AFFIDAVIT

I, BILL JONES, being duly sworn, state:
(Print Name)

1. I have read the December 21, 2010 Atomic Safety and Licensing Board Panel (ASLBP) Protective Order issued in this proceeding and will comply in all respects with its terms and conditions regarding the Protected Information produced in connection therewith. I will protect and keep confidential all Sensitive Unclassified Non-Safeguards Information (SUNSI), including security related and/or proprietary information in accordance with the terms of this Non-Disclosure Affidavit.
2. I will not disclose SUNSI to anyone except an authorized person. I will protect documents containing or revealing SUNSI in written or recorded form (including any portions of transcripts of in camera hearings, filed testimony, or any other documents that contain or reveal such SUNSI), so the SUNSI contained therein remains at all times under the control of an authorized person and is not revealed to anyone else.
3. When not under my direct control or the direct control of another authorized person, I will keep and protect all documents containing or revealing SUNSI (including, without limitation, transcripts, pleadings I may generate, and any notes and copies that I may make) in a secure locked place such as a filing cabinet, closet, or other storage container. I will not transmit by facsimile transmission any material containing SUNSI.
4. Each document that contains or reveals SUNSI shall be marked "Contains SUNSI Information" in a conspicuous manner.
5. Neither during nor after this proceeding will I publicly reveal any SUNSI that I receive by virtue of this proceeding as long as the information remains SUNSI and is not otherwise a matter of public record.
6. I acknowledge that any violation of the terms of this affidavit or the ASLBP's Protective Order, which establishes the terms and conditions of this affidavit, may result in the imposition of such sanctions on me that the presiding officer or the Commission deems to be appropriate.

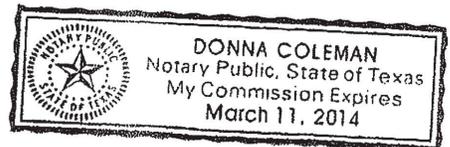
WHEREFORE, I do solemnly agree to protect and keep confidential such Protected Information as may be disclosed to me in this proceeding, in accordance with the terms of this affidavit.

Bill Jones
(Signature)

Subscribed to and sworn before me this 22 day of December, 2010

Notary Public Donna Coleman

My commission expires: March 11, 2014



NON-DISCLOSURE AFFIDAVIT

I, CHARLES W. IRVINE, being duly sworn, state:
(Print Name)

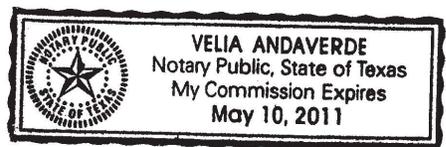
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5. Neither during nor after this proceeding will I publicly reveal any SUNSI that I receive by virtue of this proceeding as long as the information remains SUNSI and is not otherwise a matter of public record.
6. I acknowledge that any violation of the terms of this affidavit or the ASLBP's Protective Order, which establishes the terms and conditions of this affidavit, may result in the imposition of such sanctions on me that the presiding officer or the Commission deems to be appropriate.

WHEREFORE, I do solemnly agree to protect and keep confidential such Protected Information as may be disclosed to me in this proceeding, in accordance with the terms of this affidavit.

[Handwritten Signature]
(Signature)

Subscribed to and sworn before me this 22nd day of DECEMBER, 2010.

Notary Public [Handwritten Signature]
My commission expires: May 10, 2011



NON-DISCLOSURE AFFIDAVIT

I, John C. Halepaska, being duly sworn, state:
(Print Name)

1. I have read the December 21, 2010 Atomic Safety and Licensing Board Panel (ASLBP) Protective Order issued in this proceeding and will comply in all respects with its terms and conditions regarding the Protected Information produced in connection therewith. I will protect and keep confidential all Sensitive Unclassified Non-Safeguards Information (SUNSI), including security related and/or proprietary information in accordance with the terms of this Non-Disclosure Affidavit.
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3. When not under my direct control or the direct control of another authorized person, I will keep and protect all documents containing or revealing SUNSI (including, without limitation, transcripts, pleadings I may generate, and any notes and copies that I may make) in a secure locked place such as a filing cabinet, closet, or other storage container. I will not transmit by facsimile transmission any material containing SUNSI.
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5. Neither during nor after this proceeding will I publicly reveal any SUNSI that I receive by virtue of this proceeding as long as the information remains SUNSI and is not otherwise a matter of public record.
6. I acknowledge that any violation of the terms of this affidavit or the ASLBP's Protective Order, which establishes the terms and conditions of this affidavit, may result in the imposition of such sanctions on me that the presiding officer or the Commission deems to be appropriate.

WHEREFORE, I do solemnly agree to protect and keep confidential such Protected Information as may be disclosed to me in this proceeding, in accordance with the terms of this affidavit.

John C. Halepaska
(Signature)

Subscribed to and sworn before me this 23 day of December, 2010.

Notary Public Colleen M. Dennis
My commission expires: 9/24/2013

COLLEEN M. DENNIS
NOTARY PUBLIC
STATE OF COLORADO
My Commission Expires 9/24/2013

NON-DISCLOSURE AFFIDAVIT

I, Steven L. Lange, being duly sworn, state:
(Print Name)

1. I have read the December 21, 2010 Atomic Safety and Licensing Board Panel (ASLBP) Protective Order issued in this proceeding and will comply in all respects with its terms and conditions regarding the Protected Information produced in connection therewith. I will protect and keep confidential all Sensitive Unclassified Non-Safeguards Information (SUNSI), including security related and/or proprietary information in accordance with the terms of this Non-Disclosure Affidavit.
2. I will not disclose SUNSI to anyone except an authorized person. I will protect documents containing or revealing SUNSI in written or recorded form (including any portions of transcripts of in camera hearings, filed testimony, or any other documents that contain or reveal such SUNSI), so the SUNSI contained therein remains at all times under the control of an authorized person and is not revealed to anyone else.
3. When not under my direct control or the direct control of another authorized person, I will keep and protect all documents containing or revealing SUNSI (including, without limitation, transcripts, pleadings I may generate, and any notes and copies that I may make) in a secure locked place such as a filing cabinet, closet, or other storage container. I will not transmit by facsimile transmission any material containing SUNSI.
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6. I acknowledge that any violation of the terms of this affidavit or the ASLBP's Protective Order, which establishes the terms and conditions of this affidavit, may result in the imposition of such sanctions on me that the presiding officer or the Commission deems to be appropriate.

WHEREFORE, I do solemnly agree to protect and keep confidential such Protected Information as may be disclosed to me in this proceeding, in accordance with the terms of this affidavit.

Steven L. Lange
(Signature)

Subscribed to and sworn before me this 23 day of December, 2010.

Notary Public Colleen M. Dennis

My commission expires: 9/24/2013

