

February 1, 2011

Chief G. Anne Richardson  
Rappahannock Tribe  
5036 Indian Neck Road  
Indian Neck, VA 23148

SUBJECT: REINITIATION OF SECTION 106 PROCESS FOR THE NORTH ANNA POWER  
STATION UNIT 3 SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT

Dear Chief Richardson:

The U.S. Nuclear Regulatory Commission (NRC) staff is reviewing a June 2010, revision to the combined license (COL) application submitted in November 2007, by Dominion Virginia Power (Dominion) to construct and operate a new nuclear power plant, Unit 3 at its North Anna Power Station (NAPS) site in Louisa County, Virginia. The revised application reflects Dominion's decision to change the type of reactor design referenced in their original application from the Economic Simplified Boiling Water Reactor (ESBWR) design to the US Advanced Pressurized Water Reactor (US-APWR) design. This change in the referenced reactor technology occurred after the NRC staff completed its environmental review resulting in the publication of NUREG-1917, "Supplemental Environmental Impact Statement for the Combined License (COL) for North Anna Power Station Unit 3," in February 2010. As part of the staff's review of this revision to Dominion's COL application, the NRC is preparing a supplemental environmental impact statement (SEIS) to NUREG-1917, "Supplemental Environmental Impact Statement for the Combined License (COL) for North Anna Power Station Unit 3." NUREG-1917 supplemented the final environmental impact statement developed for Dominion Nuclear North Anna, LLC Early Site Permit (ESP). NUREG-1811, "Environmental Impact Statement for an Early Site Permit at the North Anna ESP Site," was published in December 2006.

This is to inform you that the NRC staff is reinitiating consultation under Section 106 of the National Historic Preservation Act (NHPA) of 1966, as amended with the Advisory Council of Historic Preservation (ACHP) and the Virginia Department of Historic Resources (VDHR) regarding the revised application for a COL for Unit 3 at NAPS. In a letter to your office dated April 4, 2008, the NRC indicated that it would use the procedures in Title 36 *Code of Federal Regulations* (CFR) 800.8(c) to comply with the obligations imposed under Section 106 of the NHPA in lieu of the procedures set forth in 36 CFR 800.3 through 800.6. Consequently, the NRC staff will be contacting parties identified previously to inform them of our plans to reinitiate consultation as a result of the revisions to the proposed project.

Additionally, the NRC staff requests your participation in the scoping process to help identify any potential effects that the change in the reactor technology might have on our previous determination of impacts to historic properties on the NAPS site. Also, to complete consultation under 36 CFR 800.8(c), the NRC staff will forward the draft supplement to consulting parties, including your office, for review and comment and will address the comments in the final supplement. The draft supplement may include any changes to our previous determination of the impacts, if warranted.

G. Richardson

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Furthermore, we did receive a letter dated February 3, 2009, from the VDHR concurring with our determination of no effect for historic properties. A copy of that letter is enclosed. In its revised environmental report (ER), Dominion does not indicate that the new reactor design will cause a change to the area of potential affect (APE) which was previously evaluated. The NRC staff will independently verify that the APE is unchanged.

NUREG-1811, NUREG-1917 and the ER from Dominion's revised application are available through the web-based version of the NRC Agencywide Documents Access and Management System (ADAMS), which can be found at <http://www.nrc.gov/reading-rm/adams.html>. NUREG-1811 is listed under ADAMS accession number ML063470314, NUREG-1917 is listed as ML100680117 and the revised environmental report is ML102040545. These documents are also available on the Internet at <http://www.nrc.gov/reactors/new-licensing/col/north-anna.html>.

Please submit any written comments your office may have to offer on the scope of the environmental review by March 10, 2011. Comments should be submitted either by mail to the Chief, Rulemaking, Announcements, and Directives Branch, Division of Administrative Services, Mail Stop T5-B01M, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001 or via e-mail at [NorthAnnaCOLEIS@nrc.gov](mailto:NorthAnnaCOLEIS@nrc.gov).

If you have any questions or require additional information, please contact Ms. Tamsen Dozier, NRC Environmental Project Manager at (301) 415-2272 or via e-mail at [Tamsen.Dozier@nrc.gov](mailto:Tamsen.Dozier@nrc.gov).

Sincerely,

*/RA/*

Gregory P. Hatchett, Chief  
Environmental Projects Branch 1  
Division of Site and Environmental Reviews  
Office of New Reactors

Docket No.: 52-017

Enclosures:  
As stated

cc: w/o enclosures

G. Richardson

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If you have any questions or require additional information, please contact Ms. Tamsen Dozier, NRC Environmental Project Manager at (301) 415-2272 or via e-mail at [Tamsen.Dozier@nrc.gov](mailto:Tamsen.Dozier@nrc.gov).

Sincerely,

*/RA/*

Gregory P. Hatchett, Chief  
Environmental Projects Branch 1  
Division of Site and Environmental Reviews  
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**ADAMS Accession No.: ML110100773 [ML110070686-pkg]**

**NRO-002**

OFFICE	NRO/DSER/PM	NRO/DSER/LA	OCG	NRO/DSER/BC
NAME	TDozier (AWilliamson for)	GHawkins (ARedden for)	BWeisman (NLOw/cmnts)	GHatchett
DATE	01/21/2011	01/21/2011	01/14/2011	02/01/2011

OFFICIAL RECORD COPY

Letter to Chief G. Anne Richardson from Gregory P. Hatchett dated February 1, 2011

SUBJECT: REINITIATION OF SECTION 106 PROCESS FOR THE NORTH ANNA POWER  
STATION UNIT 3 SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT

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PUBLIC

T. Dozier, NRO

A. Williamson, NRO

B. Sandusky (PNNL)

A. Davis (PNNL),

G. Hawkins, NRO

G. Hatchett, NRO

C. Patel, NRO

RidsNroDserOCA

H. Hamzehee, NRO

B. Weisman, OGC

G. McCoy, RII

S. Burnell, OPA

J. Reece, RII

RidsNroDserRap1

R. Clagg, RII

RidsOgcMailCenter

RidsOpaMail

RidsRgnIIMailCenter

North Anna Mailing List:

Ms. Eleanor Amidon  
CCPJ / PACE  
931 Tanbark Drive  
Afton VA 22920

Mr. Bob Arment  
408 Lakeway Rd.  
Mineral VA 23117

Mr. Dwight Baker  
Cumberland Consulting  
68 Perkins Rd.  
Centerville VA 23027

Mr. Kenneth Ball  
Dept. of Mechanical Engineering  
Virginia Tech  
Blacksburg VA 24060

Mr. Jim Barnes  
Louisa County Library Branch  
Jefferson-Madison Regional Library  
881 Davis Highway  
Mineral VA 23117

Mr. Peter Bedment  
1240 Seahavey Drive  
Richmond VA 23233

Mr. Jay R. Bolon  
318 Lois Lane  
Mineral VA 23117

Mr. Bill Borduin  
Lake Anna Civic Assn.  
637 Bear Castle Drive  
Bumpass VA 23024

Mr. Steve Boretos  
5116 Ridge Rd.  
Spotsylvania VA 23117

Ms. Deborah Bors  
138 Twin Oaks Rd.  
Louisa VA 23093

Brianne Boylan  
138 Twin Oaks Road  
Lexington VA 24450

Mr. Benjamin T. Brown  
3687 Turnpike Rd.  
Lexington VA 24450

Mr. James A. Bryan  
P.O. Box 30  
Batesville VA 22924

Mr. Roy Btleir  
87 Bear Castle Drive  
Bumpass VA 23024

Mr. Brian Buckley  
Catholic Worker  
15560 Louisa Rd.  
Trevillians VA 23170

Mr. Pratt Cherry  
Nuclear Advocacy Network  
9318 Broad Meadows Rd.  
Glen Allen VA 23060

Ms. Shelley Chick-Gravel  
Branch Manager  
C Melvin Snow Memorial Library  
8740 Courthouse Rd  
Spotsylvania VA 22553

Mr. David A. Christian  
Sr. VP & Chief Nuclear Ofcr.  
Dominion Resources Services, Inc.  
Innsbrook Technical Center  
5000 Dominion Blvd.  
Glen Allen VA 23060-6711

Mr. Dick Clark  
President  
Oakridge Civic Assn.  
2212 Founders Bridge Rd.  
Midlothian VA 23113

North Anna Mailing List:

Mr. Michael M. Cline  
State Coordinator  
Virginia Dpt. Of Emergency Management  
10501 Trade Court  
Richmond VA 23236-3713

Ms. Marione Cobb  
138 Twin Oaks Road  
Louisa VA 23093

Mr. Ted Coberly  
Orange County Administrator  
P.O. Box 111  
Orange VA 22690

Mr. W. Craig Conkin, Director  
Chemical and Nuclear Preparedness &  
Protection Div. (CNPPD)  
Ofc. Of Infrastructure Protection  
Dpt. Of Homeland Security  
Washington DC 20528

Ms. Myra Cramer  
Hanover Branch Library  
7527 Library Dr.  
Hanover VA 23069

Ms. Barbara J. Crawford  
139 Cedar Hill Trail  
Mineral VA 43117

Ms. Barbara Crawford  
139 Cedar Hill Trail  
Mineral VA 23117

Ms. Lillian M. Cuoco, Esq.  
Senior Counsel  
Dominion Resources Services, Inc.  
Rope Ferry Road  
Building 475, 5th Floor  
Waterford CT 06385

Ms. Julie Curry  
P.O. Box 141  
Batesville VA 22924

Ms. Jana Cutlip  
Green Party of Virginia  
P.O. Box 161  
Batesville VA 22924

Mr. John Daily  
ITRON  
19261 Bowles Knobb Drive  
Rockville VA 22924

Ms. Barbara Davison, Branch Manager  
Salem Branch Library  
2607 Salem Church Rd  
Fredericksburg VA 22406

Mr. Donald Day  
Piedmont Alliance for Safe Energy  
151 Buckingham Circle  
Charlottesville VA 22903

Mr. Rusty Dennen  
The FreeLance Star  
616 Amelia St.

Fredrickburg VA 22401

Mr. Erich W. Dreye  
566 Kellon Drive  
Louisa VA 23043

Mr. Mike Duffey  
Dominion  
16119 Goshen Rd.  
Montpelier VA 23192

Dr. Ethel Eaton, Manager  
Office of Review and Compliance  
Virginia Department of Historic Resources  
2801 Kensington Avenue  
Richmond VA 23221

Ms. Renee Edwards  
755 Bohannon Rd.  
Bumpass VA 23024

North Anna Mailing List:

Mr. Tom Faha  
Virginia Dept. of Environmental Quality  
Northern Virginia Regional Office  
1301 Crown Court  
Woodbridge VA 22193

Ms. Rebecca Faris  
3378 Costwold Lane  
Keswick VA 22947

Mr. Marvin Fertel, Sr. VP  
Chief Nuclear Officer  
Nuclear Energy Institute  
1776 I St., NW, Ste. 400  
Washington DC 20006-3708

Mr. Barry Fleming  
State Representative  
170 Wes Forrest Street  
Harlem GA 30814

Mr. Todd Flowers  
4013 Stuart Avenue  
Richmond VA 23060

Mr. Sam Forrest  
1800 Rock Quarry Road  
Louisa VA 23093

Chris L. Funderburk, Director  
Nuclear Licensing & Operations Support  
Virginia Electric Power Company Innsbrook  
Technical Center  
500 Dominion Blvd.  
Glen Allen VA 23060-6711

Mr. Willie Gentry  
15543 Cross Co. Road  
Mineral VA 23117

Mr. Robert Gibson  
P.O. Box 160  
Louisa VA 26093

Ms. Carrie E. Girstantas, ME  
Dpt. Of Systems Engineering  
University of Virginia  
1111 Sherwood Avenue  
Charlottesville VA 22903

Aviv Goldsmith  
6147 Hickory Ridge Rd.  
Spotsylvania VA 22553

Shawn Goodman  
P.O. Box 2669  
Spotsylvania VA 22553

Mr. Richard Goss, Planning Director  
County of Spotsylvania  
Pl.O. Box 876  
Spotsylvania VA 22553

Mr. R. Duff Green  
Orange County Emergency Manager  
P.O. Box 111  
Orange VA 22960

Mr. Fred Gruber  
59 S. Lakeshore Dr.  
Louisa VA 23093

Mr. Eric Gvacyalny  
8308 Whistlor Rd.  
Richmond VA 23227

Mr. Addison Hall  
10267 Anyhow Ct.  
Mechanicsville VA 23116

Ms. Vicky Ann Harte  
311 Club Rd.  
Louisa VA 23093

Mr. Tim E. Hermann, Vice President  
Nuclear Engineering  
AmerenUE  
P.O. Box 620  
Fulton MO 65251

North Anna Mailing List:

Casey Herndon  
Living Education Center  
for Ecology and the Arts  
2422 Jefferson Park Avenue  
Charlottesville VA 22903

Ms. Katie Hill  
Orange County Library  
146A Madison Rd.  
Orange VA 22960

Ms. Katie Hill  
Branch Manager  
Orange County Library  
146A Madison Rd  
Orange VA 22960

Ms. Jean Moss Holland  
254 Moss Lane  
Bumpass VA 23024

Mr. Dan Holmes  
Piedmont Environmental Council  
P.O. Box 266  
Orange VA 22960

Mr. Jacob Hosen  
1206-B Jamestown Rd.  
Williamsburg VA 23185-3307

Mr. Nick Howard  
3864 Tree Chopt Rd.  
Glen Spring VA 23065

Mr. John A. Hoyt  
320 Bear Castle Drive  
Bumpass, VA 23024 23024

Ms. Martha Hutzell  
C. Melvin Snow Memorial Branch Library  
8740 Courthouse Rd.  
Spotsylvania VA 22553

Ms. Jean Hyatt  
1534 Rugby Ave.  
Charlottesville VA 22903

Ms. Ellie Irons  
Virginia Dept. of Environmental Quality  
629 E. Main St., Rm. 631  
Richmond VA 23219

Tevuo Ishii  
1120 Connecticut Ave., N.W., Ste. 1070  
Washington DC 20036

Dale Jones  
Lake Anna Boating & Recreation Assn.  
2561 Peach Grove Rd.  
Louisa VA 23093

Terry M. Jones  
P.O. Box 95  
Louisa VA 23093

Ms. Carolyn Kardan  
1889 Wilmington Road  
Palmyre VA 22963

Page Kempt  
Dominion NAPS  
171 Kents Mill Rd.  
Louisa VA 23093

Ms. Rebecca D. Kepler  
NA-YGN  
4902 Evelyn Byrd Rd.  
Richmond VA 23225

Mr. Jon Kessler  
1125 Little High Street  
Charlottesville VA 22902

Ms. Marilyn Kray  
President  
NuStart Energy Development, LLC  
200 Exelon Way, KSA3-N  
Kennett Square PA 19348

Mr. C. Edward Kube, Jr.  
Orange County Administrator  
P.O. Box 111  
Orange VA 22960



North Anna Mailing List:

Dr. W. T. Lough  
Virginia State Corp. Commission  
Division of Energy Regulation  
P.O. Box 1197  
Richmond VA 23209

Ms. Irene Luck  
The Central Virginian  
P.O. Box 464  
Louisa VA 23093

Tyla Maheson  
4896 Burnham Rd.  
Richmond VA 23234

Mr. Jack Manzari  
Louisa Chamber of Commerce  
547 Spring Valley Farm Lane  
Mineral VA 23117

Ms. Rena Martin-Erick  
People Alliance  
138 Twin Oaks Rd., #D-4  
Louisa VA 23093

Mr. Robert H. Meier  
26 Lizzie Lane  
Bumpass VA 23024

Ms. Deana Meredith  
Louisa Chamber of Commerce  
P.O. Box 955  
Louisa VA 23093

Mr. Walt Michelski  
145 Jerdone Island Drive  
Bumpass VA 23024

Mr. Ron Mickens  
Dominion  
8908 Leeds Ct.  
Fredericksburg VA 22408

Pat and Ed Mitchell  
9626 Fredericks Hall Rd.  
Mineral VA 23117

Ms. Lisa Morgan  
Branch Manager  
Hanover Branch Library  
P O Box 119  
Hanvoer VA 23069

Mr. Bill Murphey  
Lake Anna Civic Assn.  
449 Larkway Rd.  
Mineral VA 23117

Mr. Michael Murphy  
Virginia Dept. of Environmental Quality  
P.O. Box 10009  
Richmond VA 23240

Ms. Gail Ott  
Branch Manager  
Jefferson-Madison Reg Library  
881 Davis Hwy  
Mineral VA 23117

Mr. Steve Owens  
VA Dept. Inland Fisheries  
1320 Belman Rd.  
Fredericksburg VA 22401

Mr. Rob Pates  
310 Brentwood Rd.  
Charlottesville VA 22901

Mr. Dan Patton  
6637 Wind Ridge Rd.  
Mt. Airy MD 21771

Mr. Jim Peck  
139 Rhett Butler Drive  
Bumpass VA 23024

Mr. Dan Penn  
Pine Harbour P.O.A.  
459 Pine Harbour Drive  
Mineral VA 23117

North Anna Mailing List:

Michael and Deborah Pinion  
2570 Wanstead Ct.  
Richmond VA 23238

Ms. Vanessa E. Quinn  
Acting Director  
Technological Hazards Div.  
National Preparedness Directorate  
Federal Emergency Mgt. Agency  
500 C Street NW  
Washington DC 20472

Ms. Meg Raymond  
Salem Church Library  
2607 Salem Church Rd.  
Fredericksburg VA 22407

Mr. Ernest Reed  
Living Education Cntr. for Ecology  
& the Arts  
P.O. Box 2612  
Charlottesville VA 22902

Mr. Ken Remmers  
Waterside Prop. On Assn.  
2301 Waterside Drive  
Bumpass VA 23024

Mr. William C. Rolfe  
Assist. County Administrator  
P.O. Box 111  
Orange VA 22690

Ms. Virginia Romyak  
6861 Castleberry Ct.  
Crozet VA 22932

Mr. Marilyn Root  
Lake Anna Observer  
191 Lakewood Landing Drive  
Bumpass VA 23024

Mr. Harry Ruth  
For the Friends of Lake Anna  
c/o 230 Heather Drive  
Bumpass VA 23024

Ms. Olivia Ryan  
Valere Real Estate  
9924 Kentucky Springs Rd.  
Mineral VA 23117

Mr. Fred Salmons  
IVOE  
3801 Jefferson Davis Hwy.  
Richmond VA 23223

Mr. Russell R. Savedge, Jr.  
5000 Dominion Blvd.  
Glen Glen VA 23603

Ms. Lisa Shell  
North American  
Young Generation Nuclear  
500 Dominion Blvd.  
Glen Allen VA 23060

Mr. Robert Singleterry  
617 Todd Trail  
Newport News VA 23602

Mr. Ben Slone  
2052 Maidens Rd.  
Maidens VA 23102

Mr. Doug Smith  
Lake Anna Civic Assn.  
4147 Chalklevel Rd.  
Louisa VA 23093

Ms. Kathryn A. Smith  
County of Spotsylvania  
P.O. Box 99  
Spotsylvania VA 22553

Mr. Robert B. Strobe, M.D., M.P.H.  
State Health Commissioner  
Office of the Commissioner  
Virginia Dept. of Health  
P.O. Box 2448  
Richmond VA 23218

North Anna Mailing List:

Ms. Joanne Tetrault  
Librarian  
Louisa County Public Library  
881 Davis Highway  
Mineral VA 23117

Abhaya Thiele  
406 Key West Dr.  
Charlottesville VA 22911

Mr. Troy B. Tignor, CZA  
Zoning Administrator  
County of Spotsylvania  
P.O. Box 220  
Spotsylvania VA 22553

Mr. Ray Turyel  
87 Sandy Point Drive  
Bumpass VA 23024

Asa Vegodsky  
108 Eastbrook Ct.  
Charlottesville VA 22901

Mr. Gary Voelker  
Lake Anna Civic Assn.  
11708 Jonas Adolph Ln.  
Bumpass VA 23024

Mr. Howard West  
138 Rhett Butter Dr.  
Bumpass VA 23024

Mr. Tom Wilcox  
VA Dpt. Of Game &  
Inland Fisheries  
4010 West Broad St.  
Richmond VA 23230

Ms. Alexis Zeigler  
912 Woodfolk Dr.  
Charlottesville VA 22902

Mr. Richard Zuercker  
Dominion  
500 Dominion Blvd.  
Glen Allen VA 23060

David B. Fanz, Manager  
NJ Dept of Environmental Protection  
Division of Land Use Regulation  
PO Box 439  
Trenton, NJ 08625

Joan N. Larrivee  
Delaware State  
Office of Historic Preservation  
Historic and Cultural Affairs  
21 The Green  
Dover, DE 19901

William J. Muszynski, P.E., Br. Mgr.  
Water Resources Management  
Delaware River Basin Commission  
25 State Police Drive  
PO Box 7360  
West Trenton, NJ 08628-0360

William Jenkins  
US Army Corps of Engineers  
Philadelphia Office  
The Wanamaker Bldg  
100 Penn Square East  
Philadelphia, PA 19107-3390

Marvin Moriarty, Regional Director  
US Fish and Wildlife Service  
Northeast Regional Office  
300 Westgate Center Drive  
Hadley, MA 01035-9587

Peter Colosi, Asst Regional Admin  
NMFS - Habitat Division  
One Blackburn Drive  
Gloucester, MA 01930

North Anna Mailing List:

Jeffrey Lapp, Assoc Div Director  
US EPA – Region 3  
Ofc of Environmental Programs (3EA30)  
Environmental Assessment &  
Innovation Division  
1650 Arch St  
Philadelphia, PA 19103

North Anna Mailing List

Kevin Magerr  
US EPA – Region 3  
Ofc of Environmental Programs (3EA30)  
Environmental Assessment &  
Innovation Division  
1650 Arch St  
Philadelphia, PA 19103

Carolyn Connella  
515 East Liberty Street  
Wytheville, VA 24382

E North Anna Mailing List  
Email:

Kenneth Ball  
[Ball@VT.edu](mailto:Ball@VT.edu)

Peter Bedment  
[Bsailor228@comcast.net](mailto:Bsailor228@comcast.net)

Helena Bottemiller  
[Hbottemiller09@cmc.edu](mailto:Hbottemiller09@cmc.edu)

Mark Campagna  
[Mark.campagna@ge.com](mailto:Mark.campagna@ge.com)

Kim Clark  
[Kimberly.clark@gnf.com](mailto:Kimberly.clark@gnf.com)

Cheryl & Ray Covey  
[cherylcovey@mrisc.com](mailto:cherylcovey@mrisc.com)

Barbara Crawford  
[jonesyc@peoplepc.com](mailto:jonesyc@peoplepc.com)

Donal Day  
[Donal.day@gmail.com](mailto:Donal.day@gmail.com)

Donna Dudman  
[ddudman@earthlink.net](mailto:ddudman@earthlink.net)

Rebecca Fawls  
[Rebecca.fawls@dom.com](mailto:Rebecca.fawls@dom.com)

Ron Gentry  
[rongentry@hughes.net](mailto:rongentry@hughes.net)

Willie Gentry  
[willie@buck.com](mailto:willie@buck.com)

Robert Gibson  
[rcgibson@louisiana.org](mailto:rcgibson@louisiana.org)

Paul Gunter  
[pgunter@beyondnuclear.org](mailto:pgunter@beyondnuclear.org)

Addison Hall  
[awhall@att.net](mailto:awhall@att.net)

Vicky Ann Harte  
[Victoria-057@yahoo.com](mailto:Victoria-057@yahoo.com)

Jack Manzari  
[iraznami@yahoo.com](mailto:iraznami@yahoo.com)

Maggie McIlvaine  
[mmcilvaine5@aol.com](mailto:mmcilvaine5@aol.com)

Deana Meredith  
[info@louisachamber.org](mailto:info@louisachamber.org)

William Murray  
[William.I.murray@dom.com](mailto:William.I.murray@dom.com)

Steve Owens  
[Steve.owens@virginia.gov](mailto:Steve.owens@virginia.gov)

Dan Patton  
[dpatton@bechtel.com](mailto:dpatton@bechtel.com)

Dan Penn  
[jamesp@firstva.com](mailto:jamesp@firstva.com)

Michelle Richmond  
[michelle@casenergy.org](mailto:michelle@casenergy.org)

Russell R. Savedge, Jr.  
[Russell.safedge@dom.com](mailto:Russell.safedge@dom.com)

Kathryn A. Smith  
[ksmith@spotsylvania.va.us](mailto:ksmith@spotsylvania.va.us)

Doug Smith  
[dougsmith@firstva.com](mailto:dougsmith@firstva.com)

Lisa Stiles  
[lisaannstiles@yahoo.com](mailto:lisaannstiles@yahoo.com)

Jacyvi Bay Tolbert  
[Lilmisbuffett13@hotmail.com](mailto:Lilmisbuffett13@hotmail.com)

Louis Zeller  
[bredl@skybest.com](mailto:bredl@skybest.com)

Norm Reynolds  
[nreynolds@vavinc.com](mailto:nreynolds@vavinc.com)

Jay Smith  
[jayhokies@hotmail.com](mailto:jayhokies@hotmail.com)

Thomas Johns  
[TomJohnsSR@aol.com](mailto:TomJohnsSR@aol.com)

Miguel Au Clair-Valdez  
[miguelav@onemain.com](mailto:miguelav@onemain.com)

John Cruickshank  
[jcruickshank4@gmail.com](mailto:jcruickshank4@gmail.com)

Kelly Taylor  
[keltay3@yahoo.com](mailto:keltay3@yahoo.com)

Roy Harte  
[Jamesdean0055@yahoo.com](mailto:Jamesdean0055@yahoo.com)

Rod Adams  
[rod.adams@atomicinsights.com](mailto:rod.adams@atomicinsights.com)

Vince Caristo  
[vr9u@virginia.edu](mailto:vr9u@virginia.edu)

Andrew Pickering  
[adobeUpgrades@gmail.com](mailto:adobeUpgrades@gmail.com)

Larry Girvin  
[Larry.Girvin@verizon.net](mailto:Larry.Girvin@verizon.net)

John Farmer  
[jdfarmer@aol.com](mailto:jdfarmer@aol.com)

Emerald Young  
[Eyoung541@gmail.com](mailto:Eyoung541@gmail.com)

Genny Lambole  
[Genevieve@casenergy.org](mailto:Genevieve@casenergy.org)

Deborah Nelson  
[Deborah@casenergy.org](mailto:Deborah@casenergy.org)

North Anna Mailing List:

Email:

Dave Mosser

[mosserdave@yahoo.com](mailto:mosserdave@yahoo.com)

Preston Davis

[kingofthepirates45@yahoo.com](mailto:kingofthepirates45@yahoo.com)

Dale Mullen

[dmullen@louisa.org](mailto:dmullen@louisa.org)

Jennifer Connor

[jenniferconnorlee@gmail.com](mailto:jenniferconnorlee@gmail.com)