

February 15, 2011

Ann Marshall Young, 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

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

In the Matter of
LUMINANT GENERATION CO. LLC
(Comanche Peak Nuclear Power Plant, Units 3 & 4)
Docket No. 52-034 & 52-035

Dear Administrative Judges:

Pursuant to 10 C.F.R. § 2.336(d) and 10 C.F.R. § 2.1203, 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, 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 "Comanche Peak Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Stephen Monarque.

Further in accordance the Board's October 28, 2009 order adopting the parties' August 13, 2009 agreement concerning disclosure obligations mandated by 10 C.F.R. § 2.336(b) and 10 C.F.R. § 2.1203, the Staff notes that it is not withholding any documents as proprietary in this update. As directed by the Licensing Board, the Staff shall preserve and maintain all privileged and/or otherwise protected documents during the pendency of this proceeding.

Respectfully submitted,

/signed (electronically) by/
Susan H. Vrahoretis
Counsel for the NRC Staff

Enclosures: Attachment 1: Hearing File Index
Attachment 2: Affidavits of Stephen Monarque

Attachment 1

**Comanche Peak COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 17 – February 15, 2011**

	Accession Number	Document Date	Title
17-1	ML110180537	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-011 Rev 3, Probable Maximum Precipitation Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 Using HMR 51 & HMR 52.
17-2	ML110180541	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-011 Rev 3, Probable Maximum Precipitation Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 Using HMR 51 & HMR 52, Appendix A, Page 1 of 204 through Page 113 of 204.
17-3	ML110180542	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-011 Rev 3, Probable Maximum Precipitation Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 Using HMR 51 & HMR 52, Appendix A, Page 114 of 204 through Page 204 of 204.
17-4	ML110180552	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 30 of 1616 through Page 114 of 1616.
17-5	ML110180554	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Cover through Appendix A Page 29 of 1616.
17-6	ML110180569	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 195 of 1616 through Page 279 of 1616.
17-7	ML110180572	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 115 of 1616 through Page 194 of 1616.
17-8	ML110180573	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 280 of 1616 through Page 364 of 1616.
17-9	ML110180611	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 365 of 1616 through Page 444 of 1616.

	Accession Number	Document Date	Title
17-10	ML110180613	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 445 of 1616 through Page 529 of 1616.
17-11	ML110180635	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 530 of 1616 through Page 614 of 1616.
17-12	ML110180636	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 615 of 1616 through Page 694 of 1616.
17-13	ML110190128	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 865 of 1616 through Page 944 of 1616.
17-14	ML110190139	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 780 of 1616 through Page 864 of 1616.
17-15	ML110190155	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 945 of 1616 through Page 1029 of 1616.
17-16	ML110190165	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1030 of 1616 through Page 1114 of 1616.
17-17	ML110190174	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1115 of 1616 through Page 1194 of 1616.
17-18	ML110190190	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1195 of 1616 through Page 1279 of 1616.
17-19	ML110190197	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1280 of 1616 through Page 1364 of 1616.

	Accession Number	Document Date	Title
17-20	ML110190202	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1365 of 1616 through Page 1444 of 1616.
17-21	ML110190220	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1365 of 1616 through Page 1444 of 1616.
17-22	ML110190237	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 695 of 1616 through Page 779 of 1616.
17-23	ML110190301	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1530 of 1616 through Page 1614 of 1616.
17-24	ML110190323	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix A Page 1615 of 1616 through Appendix B Page 78 of 639.
17-25	ML110190329	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix B Page 79 of 639 through Page 163 of 639.
17-26	ML110190335	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix B Page 164 of 639 through Page 248 of 639.
17-27	ML110190341	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix B Page 249 of 639 through Page 328 of 639.
17-28	ML110190351	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix B Page 329 of 639 through Page 413 of 639.
17-29	ML110190378	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix B Page 414 of 639 through Page 498 of 639.

	Accession Number	Document Date	Title
17-30	ML110190383	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix B Page 499 of 639 through Page 578 of 639.
17-31	ML110190389	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix B Page 579 of 639 through Appendix C Page 24 of 639.
17-32	ML110190428	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 25 of 639 through Page 109 of 639.
17-33	ML110190432	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 110 of 639 through Page 189 of 639.
17-34	ML110190437	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 190 of 639 through Page 274 of 639.
17-35	ML110190444	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 275 of 639 through Page 359 of 639.
17-36	ML110190447	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 360 of 639 through Page 439 of 639.
17-37	ML110190457	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 440 of 639 through Page 524 of 639.
17-38	ML110190464	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 525 of 639 through Page 609 of 639.
17-39	ML110190465	12/10/2010	TXUT-001-FSAR 2.4.3-CALC-012, Rev 3, "MITS004 - Probable Maximum Food Calculation for Comanche Peak Nuclear Power Plant Units 3 and 4 (HEC-HMS & HEC-RAS)," Appendix C Page 610 of 639 through Page 639 of 639.

	Accession Number	Document Date	Title
17-40	ML110180494	12/16/2010	Comanche Peak, Unit 3 and 4, Response to Request for Additional Information No. 5116 (Section 8.2), 5117 (Section 8.4), 5225 (Section 2.4.3), and 5237 (Section 17.5).
17-41	ML103620461	01/03/2011	Comanche Peak, Units 3 & 4, Request for Withholding Information from Public Disclosure re Response to Request for Additional Information Related to Combined License Application Part 1, Dated October 14, 2010.
17-42	ML110140267	01/04/2011	2011/01/04 Comanche Peak COL - Luminant Document w/CD - Response to Request for Additional Information No. 5116 (Section 8.2), 5117 (Section 8.4), 5225 (Section 2.4.3), and 5237 (Section 17.5).
17-43	ML110140269	01/04/2011	2011/01/04 Comanche Peak COL - FW: Comanche Peak Project Status Report
17-44	ML110140271	01/04/2011	2011/01/04 Comanche Peak COL - RE: One Other Item 3.7/3.8
17-45	ML110140274	01/04/2011	2011/01/04 Comanche Peak COL - 2011-01-04 Talking Points for COLA Conference Call
17-46	ML110140275	01/05/2011	2011/01/05 Comanche Peak COL - Comanche Peak COL List of Regulatory Commitments
17-47	ML110070358	01/06/2011	Comanche Peak, Units 3 & 4, Response to Request for Additional Information No. 5092 (Section 3.8.4).
17-48	ML110140264	01/06/2011	2011/01/06 Comanche Peak COL - RE: TX-10087 Replacement CDs
17-49	ML110250688	01/06/2011	2011/01/06 Comanche Peak COL - Response to RAI 185
17-50	ML103090352	01/14/2011	Comanche Peak, Units 3 & 4 - Combined License Application, Request for Additional Information Related to the Standard License Conditions for Title 10 of the Code of Federal Regulations, Parts 30, 40, and 70.
17-51	ML103090359	01/14/2011	Request for Additional Information Related to the Standard License Conditions for Title 10 of the Code of Federal Regulations, Parts 30, 40, and 70 for the Combined License Application for Comanche Peak, Units 3 & 4.
17-52	ML110180674	01/14/2011	2011/01/14 Comanche Peak COL - Comanche Peak RCOL Chapter 9 Section 9.5.2 - RAI Number 196
17-53	ML110250689	01/17/2011	2011/01/17 Comanche Peak COL - 2011-01-17 Woodlan, Chapter Review, Chapter 8 and Conference Call
17-54	ML110250690	01/17/2011	2011/01/17 Comanche Peak COL - 2011-01-17 Woodlan, Chapter Review, Chapters 9, 10 and 12 and Conference Call

	Accession Number	Document Date	Title
17-55	ML110250692	01/17/2011	2011/01/17 Comanche Peak COL - 2011-01-17 Woodlan, Chapter Review, Corrected Chapter 12 items list
17-56	ML110180675	01/18/2011	2011/01/18 Comanche Peak COL - Comanche Peak RCOL Chapter 17 Section 17.4 - RAI Number 197
17-57	ML110180676	01/18/2011	2011/01/18 Comanche Peak COL - RE: 2011-01-17 Woodlan, ACRS Preparations
17-58	ML110180677	01/18/2011	2011/01/18 Comanche Peak COL - RE: 2011-01-17 Woodlan, ACRS Preparations
17-59	ML110180678	01/18/2011	2011/01/18 Comanche Peak COL - This Wednesday's call on FSAR 3.7 has been cancelled. thanks,
17-60	ML110250687	01/19/2011	2011/01/19 Comanche Peak COL - Comanche Peak COL Project Status Table
17-61	ML110250684	01/24/2011	2011/01/24 Comanche Peak COL - CPNNP, Units 3 & 4 Supplemental Information for Response to RAI 4206 (CP RAI #135) ML102670158 for Chapter 12
17-62	ML110250685	01/24/2011	2011/01/24 Comanche Peak COL - Comanche Peak COL Project Status Table - new Revision
17-63	ML110260156	01/24/2011	Comanche Peak, Units 3 & 4, Response to Request for Additional Information No. 5287 (Section 2.3.1) Regarding Maximum and Minimum Recorded Temperatures in Site Region.
17-64	ML110280098	01/24/2011	2011/01/24 Comanche Peak COL - Submittal of RAI Response
17-65	ML110250683	01/25/2011	2011/01/25 Comanche Peak COL - Comanche Peak RCOL Chapter 13 Section 13.7 - RAI Number 199
17-66	ML110280091	01/25/2011	2011/01/25 Comanche Peak COL - FW: 2011-01-25 Talking Points for tomorrow's COLA weekly call
17-67	ML110280086	01/26/2011	2011/01/26 Comanche Peak COL - Comanche Peak RCOL Chapter 11 Section 11.3 - RAI Number 200
17-68	ML110280089	01/26/2011	2011/01/26 Comanche Peak COL - Comanche Peak RCOL Chapter 11 Section 11.5 - RAI Number 201
17-69	ML110280090	01/26/2011	2011/01/26 Comanche Peak COL - RE: Chapter Reviews
17-70	ML110280095	01/26/2011	2011/01/26 Comanche Peak COL - FW: Chapter Reviews
17-71	ML110320088	01/28/2011	2011/01/28 Comanche Peak COL - Comanche Peak Project Status Report

	Accession Number	Document Date	Title
17-72	ML110320116	01/28/2011	2011/01/28 Comanche Peak COL - Three Letters Submitted to NRC

February 15, 2011

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
)
LUMINANT GENERATION CO. LLC) Docket Nos. 52-034-COL and 52-035-COL
)
)
(Comanche Peak Nuclear Power Plant,)
Units 3 & 4))

AFFIDAVIT OF STEPHEN MONARQUE CONCERNING
MANDATORY DISCLOSURE REQUIREMENTS OF 10 C.F.R. § 2.336(b) and (c)

I, Stephen Monarque, do hereby state as follows:

1. I am employed as a Project Manager in the US-APWR Projects Branch of the Division of New Reactor Licensing in the Nuclear Regulatory Commission's ("NRC") Office of New Reactors. I serve as project manager for the NRC's review of the Combined License Application submitted by Luminant Generation Co. LLC at issue in this proceeding.

2. Pursuant to 10 C.F.R. § 2.336(d), 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 as of January 1st, 2011.

3. 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)

Stephen Monarque
Project Manager, US-APWR Projects Branch
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
Mail Stop T6C20M
Washington, DC 20555-0001
(301) 415-1544
Stephen.Monarque@nrc.gov

Executed in Rockville, MD
this 15th day of February, 2010

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
)
LUMINANT GENERATION CO. LLC) Docket Nos. 52-034 & 52-035
)
)
(Comanche Peak Nuclear Power Plant,)
Units 3 & 4))

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated February 15, 2011, providing notice of the availability of update seventeen to the hearing file and mandatory disclosures made pursuant to 10 C.F.R. § 2.336(d), with attachments, together with the affidavit of Stephen Monarque, have been served upon the following persons by Electronic Information Exchange this 15th day of February, 2011:

Ann Marshall Young, Chair
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/Signed (electronically) by/

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Dated at Rockville, Maryland
this 15th day of February, 2011