

August 29, 2011

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

In the Matter of)
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)
PROGRESS ENERGY FLORIDA, INC.) Docket Nos. 52-029 and 52-030
)
)
(Combined License Application for Levy)
County Nuclear Power Plant, Units 1 and 2))

NOTICE TO THE COMMISSION OF INFORMATION
RELEVANT TO THE NRC STAFF APPEAL OF LBP-10-20

On December 10, 2010, the NRC staff (Staff) filed an appeal (Appeal) of the Atomic Safety and Licensing Board's (Board) decision in *Progress Energy Florida, Inc.* (Levy County Nuclear Power Plant, Units 1 and 2), LBP-10-20, 72 NRC __ (Nov. 18, 2010) (slip op.), denying Progress Energy Florida's (Applicant) Motion for Summary Disposition of Contention 8A. To date, this Appeal is still pending before the Commission. The Staff is informing the Commission that subsequent to the Staff's Appeal, the Applicant provided a supplemental RAI response that provided new information regarding the Applicant's low-level radioactive waste (LLRW) management plan. On August 24, 2011, the Staff issued Chapter 11 of the Advanced Final Safety Evaluation Report (AFSER) (ML101050411), which includes the Staff's review of the Applicant's changes to its LLRW management plan.

Respectfully Submitted,

/Signed (electronically) by/

Laura R. Goldin
Counsel for NRC staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-3082
Laura.Goldin@nrc.gov

Dated at Rockville, Maryland
this 29th day of August, 2011

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NUCLEAR REGULATORY COMMISSION

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In the Matter of)
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PROGRESS ENERGY FLORIDA, INC.) Docket Nos. 52-029 and 52-030
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(Levy County Nuclear Site, Units 1 and 2))

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff's Notice to the Commission of Information Relevant to the NRC Staff Appeal of LBP-10-20 have been served upon the following persons by Electronic Information Exchange this 29th day of August, 2011:

Administrative Judge
Alex S. Karlin, Chair
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
E-mail: Alex.Karlin@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
Anthony J. Baratta
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
E-mail: Anthony.Baratta@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
William M. Murphy
Atomic Safety and Licensing Board Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
E-mail: William.Murphy@nrc.gov

Joshua Kirstein
Law Clerk
Atomic Safety and Licensing Board
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
E-mail: josh.kirstein@nrc.gov

Cara Campbell
The Ecology Party of Florida
641 SW 6th Ave
Ft. Lauderdale, FL 33315
E-Mail: levynuke@ecologyparty.org

Michael Mariotte
Executive Director, NIRS
6930 Carroll Ave. Suite 340
Takoma Park, MD 20912
Email: nirsnet@nirs.org

Michael Canney
The Green Party of Florida
Alachua County Office
PO Box 12416
Gainesville, FL 32604
E-mail: alachuagreen@windstream.net

Mary Olson
Southeast Regional Coordinator, NIRS
PO Box 7586
Asheville, NC 28802
Email: maryo@nirs.org

John H. O'Neill, Esq.
Michael G. Lepre, Esq.
Blake J. Nelson, Esq.
Robert B. Haemer, Esq.
Jason P. Parker, Esq.
Stefanie N. George, Esq.
Counsel for Progress Energy Florida, Inc.
Pillsbury, Winthrop, Shaw, Pittman, LLP
2300 N. Street, NW
Washington, DC 20037-1122
E-mail: john.O'Neill@pillsburylaw.com
michael.lepre@pillsburylaw.com
blake.nelson@pillsburylaw.com
robert.haemer@pillsburylaw.com
jason.parker@pillsburylaw.com
stefanie.george@pillsburylaw.com

/signed (electronically) by/

Laura R. Goldin
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-3082
Laura.Goldin@nrc.gov