

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

_____ )	
In the Matter of )	Docket Nos. 52-012-COL
)	52-013-COL
NUCLEAR INNOVATION NORTH AMERICA LLC )	
)	
(South Texas Project Units 3 and 4) )	September 2, 2011
_____ )	

**JOINT PROPOSED TRANSCRIPT CORRECTIONS FOR  
EVIDENTIARY HEARING ON CONTENTION CL-2**

On August 18, 2011, the Atomic Safety and Licensing Board (“Board”) received testimony and other evidence at an evidentiary hearing for Contention CL-2 in Austin, Texas. In accordance with the Board’s instructions at the hearing and 10 C.F.R. § 2.327(d), the Parties<sup>1</sup> jointly submit their proposed corrections to the transcript<sup>2</sup> of the August 18, 2011 evidentiary hearing. The proposed transcript corrections are identified in tabular format in Attachment 1. The Parties respectfully request that the Board approve these transcript corrections.

---

<sup>1</sup> The Parties are Nuclear Innovation North America LLC, Nuclear Regulatory Commission Staff, and Intervenors (SEED Coalition, South Texas Association for Responsible Energy, and Public Citizen).

<sup>2</sup> Transcript of South Texas Project Units 3 and 4 Hearing, Docket Nos. 52-012-COL and 52-013-COL (Aug. 18, 2011), *available at* ADAMS Accession No. ML11238A032.

Respectfully submitted,

Executed in Accord With 10 C.F.R. § 2.304(d)

/s/ Steven P. Frantz

Steven P. Frantz  
Stephen J. Burdick  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Phone: 202-739-3000  
Fax: 202-739-3001  
E-mail: sfrantz@morganlewis.com

*Counsel for Nuclear Innovation North America LLC*

Executed in Accord With 10 C.F.R. § 2.304(d)

/s/ Robert V. Eye

Robert V. Eye  
Kauffman & Eye  
112 SW 6th Ave., Suite 202  
Topeka, KS 66603  
Phone: 785-234-4040  
Fax: 785-234-4260  
E-mail: bob@kauffmaneye.com

*Counsel for Intervenors*

Executed in Accord With 10 C.F.R. § 2.304(d)

/s/ Michael Spencer

Michael Spencer  
Office of the General Counsel  
U.S. Nuclear Regulatory Commission  
Mail Stop O-15D21  
Washington, DC 20555-0001  
Phone: 301-415-3725  
Fax: 301-415-3725  
E-mail: Michael.Spencer@nrc.gov

*Counsel for NRC Staff*

Dated in Washington, DC  
this 2nd day of September 2011

## ATTACHMENT 1 – PROPOSED TRANSCRIPT CORRECTIONS

Page	Line(s)	Proposed Correction
Cover Page	N/A	For the Docket Number, change “52-013-COI” to “52-013-COL”
1424	4	Change “ANDREW” to “ANDREA”
1425	1	Change “Intervenor” to “Intervenors”
1425	1-2	Change “Sustainable Energy and Economic Development Coalition” to “Sustainable Energy and Economic Development Coalition, South Texas Association for Responsible Energy, and Public Citizen”
1426	5	Change “Jeffery” to “Jeffrey”
1426	17	Change “NRC4” to “NRRC4”
1427	3	Change “INTR1, 2 to 4” to “INTR1, INT2 to 4”
1427	9	Change “INTR50 and 55” to “INTR50 and 55, INT51 to 54”
1429	20	Change “Esser” to “Eser”
1431	11	Change “statues” to “statutes”
1431	20	Change “advanced boiling water reactor” to “Advanced Boiling Water Reactor”
1431	22	Change “advanced boiling water reactor” to “Advanced Boiling Water Reactor”
1432	1	Change “advanced boiling water reactor” to “Advanced Boiling Water Reactor”
1434	3	Change “Intervenors” to “Intervenors”
1437	4	Change “reactor” to “reactors”
1439	25	Change “the we’ve” to “we’ve”
1441	21	Change “arrangements” to “arrangement”
1444	3	Change “supposed” to “suppose”
1458	13	Change “Esser” to “Eser”
1460	1	Change “NRC4” to “NRRC4”
1462	15	Change “INTR50 and INTR55” to “INTR50 to INTR55”
1464	10-13	Change “The board denied that motion in part, purely to preserve our position, and we like to just renew our objection to those same portions” to “The board denied that motion in part. Purely to preserve our position, we would like to just renew our objection to those same portions”
1465	11	Change “The” to “the”
1468	4	Change “you do” to “you to do”
1468	22	Change “INTR50, and INTR55” to “INTR50, INT51 to 54, and INTR55”
1485	9	Change “in previous” to “in a previous”
1488	24	Change “what really matters in the 13.75 percent” to “are what really matters and the 13.75 percent”
1492	15	Change “Price” to “price”
1493	18	Change “and example” to “an example”
1494	4	Change “stabile” to “stable”

<b>Page</b>	<b>Line(s)</b>	<b>Proposed Correction</b>
1494	6	Change “stabile if natural gas prices are stabile” to “stable if natural gas prices are stable”
1495	18	Change “that in” to “that in the”
1500	9	Change “went to a zonal” to “went to a nodal”
1501	16	Change “Some it” to “Some of it”
1503	24	Change “shell” to “shale”
1503	25	Change “gas a fairly stabile” to “gas has a fairly stable”
1504	1	Change “Energy Institute” to “energy institute”
1504	2	Change “stabile” to “stable”
1507	25	Change “remains” to “remained”
1508	1	Change “stabile” to “stable”
1512	8	Change “\$93,000” to “\$983,000”
1512	11	Change “please.” to “please?”
1514	12	Change “wasmarked” to “was marked”
1515	16	Change “R000045” to “R20045”
1515	18	Change “wasmarked” to “was marked”
1516	12	Change “three” to “there”
1517	11	Change “new reg, BR-0184” to “NUREG/BR-0184”
1517	17	Change “new reg” to “NUREG”
1517	20	Change “new reg” to “NUREG”
1518	16	Change “44.7 megawatt” to “44.7 million megawatt”
1518	18	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1518	21	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1518	23	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1519	2	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1519	5	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1519	9	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1519	14	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1519	18	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1519	20	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1519	23	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1520	3	Change “more I made money on that transaction but” to “more, I made money on that transaction, but”
1520	20	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1521	2	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1521	12	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1521	18	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1522	6	Change “MR. ZIMMERLY” to “MR. PIENIAZEK”
1523	15	Change “EISs. But for the DOE, the NRC” to “EISs both for the DOE and the NRC,”
1523	16	Change “COLAs and” to “COLAs, and”
1526	9	Change “Billing” to “Boiling”
1526	12	Change “SAMDA” to “SAMDAs”
1528	15	Change “MR. PIENIAZEK” to “JUDGE ARNOLD”

Page	Line(s)	Proposed Correction
1529	15	Change "vision" to "fission"
1530	11	Change "1-A" to "1a"
1531	14	Change "7.B -- 7.A or 7,B" to "7B -- 7A or 7B"
1531	15	Change "9.B" to "9B"
1531	17	Change "9.B" to "9B"
1531	18	Change "9.5" to "9B"
1532	5	Change "9.5" to "9B"
1534	1	Change "1-B" to "1b"
1538	14	Change "made" to "make"
1538	18	Change "1-C" to "1c"
1542	1	Change "Local Cost Adjustment" to "local cost adjustment"
1543	2	Change "8.1.1" to "A.1.1"
1543	10	Change "8.1.1" to "A.1.1"
1543	15	Change "9-B" to "9B"
1543	16	Change "9-B" to "9B"
1544	17	Change "Action" to "Document"
1545	7	Add an opening quotation mark before "This"
1545	11	Add a closing quotation mark after "costs."
1545	20	Add a period at the end of the sentence
1546	22	Change "credit" to "credited"
1547	5	Change "new reg, the R-0184" to "NUREG/BR-0184"
1550	18	Change "Spender" to "Spencer"
1551	2	Change "two proceedings" to "two contentions"
1551	11	Change "2336" to "2.336"
1551	23	Delete "JUDGE GIBSON:"
1552	1	Change "MR. SPENCER" to "JUDGE GIBSON"
1552	2	Change "JUDGE GIBSON" to "MR. SPENCER"
1552	5	Change "MR. SPENCER" to "JUDGE GIBSON"
1552	6	Change "JUDGE GIBSON" to "MR. SPENCER"
1552	8	Change "obligation's" to "obligations"
1552	9	Change "MR. SPENCER" to "JUDGE GIBSON"
1556	25	Change "reviewed multitude" to "reviewed a multitude"
1557	18	Change "new Reg BR-0184" to "NUREG/BR-0184"
1564	7	Change "it's" to "its"
1568	10	Change "a" to "an"
1571	21	Change "Beyond" to "beyond"
1573	8	Change "the California" to "California"
1587	19	Change "have been" to "had been"
1594	5	Change "on 15" to "15"
1598	17	Change "0501" to "05-01"
1608	1	Change "SAMDA" to "SAMDA's"
1608	17	Change "minor variations and design" to "minor variations on design"
1612	10	Change "That" to "that"

<b>Page</b>	<b>Line(s)</b>	<b>Proposed Correction</b>
1615	24	Change “line 8 and 9” to “lines 8 and 9”
1618	17	Change “believe” to “belief”
1619	4	Change “you opinion” to “your opinion”
1620	2	Change “you position” to “your position”
1625	1	Change “Esser” to “Eser”
1626	12	Change “back I” to “back, I”
1630	15	Change “percent meaning” to “percent, meaning”
1631	11	Change “didn’t didn’t” to “didn’t”
1633	22	Change “and accident” to “an accident”
1636	6	Change “2-C” to “2c”
1637	4	Change “9-B” to “9b”
1637	12	Change “benefit. When” to “benefit when”
1637	21	Change “costs when” to “costs, when”

**UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION**

**BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

In the Matter of )		Docket Nos. 52-012-COL
NUCLEAR INNOVATION NORTH AMERICA LLC )	)	52-013-COL
(South Texas Project Units 3 and 4) )	)	
	)	September 2, 2011

**CERTIFICATE OF SERVICE**

I certify that, on September 2, 2011, a copy of “Joint Proposed Transcript Corrections for Evidentiary Hearing on Contention CL-2” was served electronically with the Electronic Information Exchange on the following recipients:

Administrative Judge  
Michael M. Gibson, Chair  
Atomic Safety and Licensing Board Panel  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: mmg3@nrc.gov

Administrative Judge  
Dr. Gary S. Arnold  
Atomic Safety and Licensing Board Panel  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: gxa1@nrc.gov

Administrative Judge  
Dr. Randall J. Charbeneau  
Atomic Safety and Licensing Board Panel  
Mail Stop T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
E-mail: Randall.Charbeneau@nrc.gov

Office of the Secretary  
U.S. Nuclear Regulatory Commission  
Rulemakings and Adjudications Staff  
Washington, DC 20555-0001  
E-mail: hearingdocket@nrc.gov

Sara Kirkwood  
Michael Spencer  
Anthony Wilson  
Jody Martin  
Andrea Silvia  
Anita Ghosh  
Office of the General Counsel  
U.S. Nuclear Regulatory Commission  
Mail Stop O-15D21  
Washington, DC 20555-0001  
E-mail: Sara.Kirkwood@nrc.gov  
Michael.Spencer@nrc.gov  
Anthony.Wilson@nrc.gov  
Jody.Martin@nrc.gov  
Andrea.Silvia@nrc.gov  
Anita.Ghosh@nrc.gov

Robert V. Eye  
Brett A. Jarmer  
Counsel for the Intervenors  
Kauffman & Eye  
112 SW 6th Ave., Suite 202  
Topeka, KS 66603  
E-mail: bob@kauffmaneye.com  
brett@kauffmaneye.com

Office of Commission Appellate Adjudication  
U.S. Nuclear Regulatory Commission  
Mail Stop: O-16C1  
Washington, DC 20555-0001  
E-mail: ocaamail@nrc.gov

*Signed (electronically) by Stephen J. Burdick*  
Stephen J. Burdick  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Phone: 202-739-3000  
Fax: 202-739-3001  
E-mail: sburdick@morganlewis.com

*Counsel for Nuclear Innovation North America LLC*