

October 13, 2011

E. Roy Hawkens, Chair
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Dr. Michael F. Kennedy
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

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

In the Matter of
Florida Power & Light Company
(Turkey Point Units 6 and 7)
Docket Nos. 52-040 and 52-041

Dear Administrative Judges:

Pursuant to the Licensing Board's Memorandum and Order dated March 30, 2011, the Staff is providing the Licensing Board and the parties an index identifying additions to the Hearing File required to be disclosed by the Staff pursuant to 10 C.F.R. § 2.336(d). The index contains the ADAMS accession number, date, and title of each listed document so as to make each document readily retrievable from the agency's website, www.nrc.gov, using the ADAMS "Find" function. Additionally, the Staff will add the documents identified in the index to the agency's Electronic Hearing Docket ("EHD") associated with this proceeding entitled "Turkey Point Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Manny Comar.

In accordance with the Licensing Board's March 30, 2011, Memorandum and Order, relieving all parties from the obligation of producing privilege logs, as otherwise required by 10 C.F.R. §§ 2.336(a)(3) and 2.336(b)(5), the Staff is not now producing privilege logs. In accordance with the March 30, 2011 Order, however, the Staff is required to produce a log of documents withheld as containing proprietary information. In preparing the enclosed Hearing File Index update, the Staff has not identified any document for inclusion on the log of documents withheld as containing proprietary information. As directed by the Licensing Board, the Staff is preserving and maintaining all privileged documents during the pendency of this proceeding.

Also in accordance with March 30, 2011, Order, the Staff hereby updates the status of its schedule for issuing its review documents prepared in connection with the Application. The Staff is currently reviewing and updating schedules for both the safety and environmental reviews. When the review schedules are updated, the Staff will promptly inform the Board and parties.

Respectfully submitted,

/Signed (electronically) by/

Patrick A. Moulding
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, D.C. 20555-0001
(301) 415-2549
(301) 415-3725 fax
Patrick.Moulding@nrc.gov

Enclosures: Attachment 1: Hearing File Index
Attachment 2: Privilege Log
Attachment 3: Affidavit of Manny Comar

Attachment 1

**Turkey Point COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 6 – October 13, 2011**

	Accession Number	Document Date	Title\Description
6-1	ML11244A232	08/01/2011	Turkey Point COL Hearing - Cancel RAI 5520 of Turkey Point as the information is already in the Emergency Plan
6-2	ML11244A233	08/01/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 33 RELATED TO SRP SECTION 14.03.10-EP-ITAAC FOR THE TURKEY POINT NUCLEAR PLANT UNITS 6 & 7 COL APPLICATION
6-3	ML112690006	08/08/2011	Letter from U.S. Army Corps of Engineers, Jacksonville District, to Florida Power & Light Requesting Additional Information Regarding an Alternative to the Western Transmission Corridor.
6-4	ML11244A249	08/10/2011	Turkey Point COL Hearing - FW: ETE RAIs - Turkey Point COLA
6-5	ML11252B128	08/29/2011	Florida Power & Light Company, Proposed Turkey Point Units 6 and 7, Voluntary Submittal of Turkey Point 6 and 7, Evacuation Time Estimate Report, Revision 2.
6-6	ML11245A199	08/31/2011	Proposed Turkey Point, Units 6 and 7 - Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #13, #14 and #15.
6-7	ML11245A200	08/31/2011	Enclosure 1 to L-2011-353, Turkey Point, Units 6 & 7, Exploratory Well Project; Permit #0293962-001 - UC, Weekly Construction Summary #13 dated August 5, 2011.
6-8	ML11245A201	08/31/2011	Enclosure 2 to L-2011-353, Turkey Point, Units 6 & 7, Exploratory Well Project; Permit #0293962-001 - UC, Weekly Construction Summary #14 dated August 12, 2011.
6-9	ML11250A035	08/31/2011	Enclosure 3 to L-2011-353, Turkey Point, Units 6 & 7, Exploratory Well Project; Permit #0293962-001 - UC, Weekly Construction Summary #15 Dated August 19, 2011.
6-10	ML11249A001	09/01/2011	Turkey Point COL Hearing - L-2011-336 Dated September 1, 2011: Response to NRC Environmental RAI Letter 1104071 (RAI 5588) ESRP Section 9.3.1 - Alternative Site Selection Process

	Accession Number	Document Date	Title\Description
6-11	ML11250A130	09/01/2011	Proposed Turkey Point, Units 6 and 7 - Response to NRC Environmental Request for Additional Information Letter 1104071 (RAI 5588) Environmental Standard Review Plan Section 9.3.1 - Alternative Site Selection Process.
6-12	ML11250A002	09/02/2011	Turkey Point COL Hearing - L-2011-335 Dated September 2, 2011: Response to NRC Environmental RAI Letter 1103094 (RAI 5563) ESRP Section 9.3 - Alternative Sites
6-13	ML11250A003	09/02/2011	Turkey Point COL Hearing - L-2011-338 Dated September 2, 2011: Revised Schedule for Response to NRC RAI 5340 Rev. 1
6-14	ML11250A052	09/02/2011	Proposed Turkey Point, Units 6 and 7 - Revised Schedule for Response to NRC Request for Additional Information RAI 5340 Revision 1 Standard Review Plan Section: EIS USACE - US Army Corps of Engineers Application Section: 9.3.
6-15	ML11251A209	09/02/2011	Turkey Point Units 6 and 7, Response to NRC Environmental Request for Additional Information Letter 1103094 (RAI 5563) Environmental Standard Review Plan Section 9.3 - Alternative Sites.
6-16	ML11250A001	09/06/2011	2011/09/06 Turkey Point COL Hearing - L-2011-364 Dated September 6, 2011: Response to NRC Environmental RAI Letter 110614 (RAI 5763 Revision 2) ESRP Section 2.3 - Water
6-17	ML11251A165	09/06/2011	Proposed Turkey Point, Units 6 & 7 - Supplemental Responses to NRC Requests for Additional Information Letter No. 005 (eRAI 4899) and Letter No. 006 (eRAI 4900) Standard Review Plan Section 13.06 - Physical Security.
6-18	ML11251A168	09/06/2011	Turkey Point, Units 6 & 7, Response to NRC Environmental Request for Additional Information Letter 110614 (RAI 5763 Revision 2) Environmental Standard Review Plan Section 2.3 - Water.
6-19	ML11251A170	09/06/2011	Turkey Point, Units 6 & 7 - TR-94 Armed Responder Matrix, Revision 0.
6-20	ML11255A009	09/08/2011	Proposed Turkey Point, Units 6 and 7 - Response to NRC Request for Additional Information Letter No. 032 (eRAI 5889) Standard Review Plan Section 19 - Probabilistic Risk Assessment and Severe Accident Evaluation.
6-21	ML11256A002	09/12/2011	Turkey Point COL Hearing - FPL Turkey Point Update Annual Monitoring Report - August 2011

	Accession Number	Document Date	Title\Description
6-22	ML11256A003	09/12/2011	Turkey Point COL Hearing - L-2011-376 Dated 12SEP11: Response to NRC Environmental RAI Letter 1107271 (RAI 5767 Rev. 2) ESRP Section 5.2 - Water Related Impacts
6-23	ML11257A133	09/12/2011	Proposed Turkey Point Units 6 and 7, Response to NRC Request for Additional Information Letter 1107271 (RAI 5767 Revision 2) Related to ESRP Section 5.2 - Water Related Impacts.
6-24	ML11257A009	09/13/2011	Turkey Point COL Hearing - L-2011-381 Dated 13SEP11: Response to NRC Environmental RAI Letter 110614 (RAI 5763 Revision 2) Environmental Standard Review Plan Section 2.3 - Water
6-25	ML11257A010	09/13/2011	Turkey Point COL Hearing - L-2011-378 Dated 13SEP11: Response to NRC Environmental RAI Letter 1104071 (RAI 5588) ESRP Section 9.3.1 - Alternative Site Selection Process
6-26	ML11258A007	09/13/2011	Turkey Point COL Hearing - L-2011-377 Dated 13SEP11: Revised Schedule for Response to NRC Environmental RAI Letter 1104121 (RAI 5589) ESRP Section 9.3.1- Alternative Site Selection Process
6-27	ML11258A155	09/13/2011	Proposed Turkey Point Units 6 and 7 - Response to NRC Environmental Request for Additional Information Letter 1104071 (RAI 5588) Environmental Standard Review Plan Section 9.3.1 -Alternative Site Selection Process.
6-28	ML11258A156	09/13/2011	Proposed Turkey Point Units 6 and 7 - Response to NRC Environmental Request for Additional Information Letter 110614 (RAI 5763 Revision 2) Environmental Standard Review Plan Section 2.3 - Water.
6-29	ML11258A157	09/13/2011	Proposed Turkey Point Units 6 and 7 - Schedule for Response to NRC Request for Additional Information Letter No. 034 (eRAI 5908) Standard Review Plan Section 02.03.01 - Regional Climatology.
6-30	ML11258A158	09/13/2011	Proposed Turkey Point Units 6 and 7 - Revised Schedule for Response to NRC Environmental Request for Additional Information Letter 1104121 (RAI 5589) Environmental Standard Review Plan Section 9.3.1 - Alternative Site Selection Process.
6-31	ML11259A053	09/14/2011	Proposed Turkey Point, Units 6 and 7 - Initial Response to NRC Request for Additional Information Letter No. 035 (eRAI 5681) Standard Review Plan Section 13.03 - Emergency Planning.

	Accession Number	Document Date	Title\Description
6-32	ML11259A054	09/14/2011	Turkey Point, Units 6 and 7, Fourth Endorsement of Vogtle Electric Generating Plant, Units 3 and 4, AP1000 R-COLA Standard Content Submittals.
6-33	ML11259A237	09/15/2011	Proposed Turkey Point, Units 6 and 7, Response to NRC Request for Additional Information Letter No. 032 (eRAI 5889) Standard Review Plan Section 19 - Probabilistic Risk Assessment and Severe Accident Evaluation.
6-34	ML11262A059	09/15/2011	Turkey Point COL Hearing - Submittal of L-2011-388 - Underground Injection Control Exploratory Well Weekly Construction Summaries - #16, #17, and #18
6-35	ML11262A204	09/15/2011	Proposed Turkey Point Units 6 and 7, Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #16, #17, and #18.
6-36	ML11277A217	09/15/2011	Turkey Point COL Hearing - Draft RAI 5993 related to SRP Section 08.02 - Offsite Power Systems for the Turkey Point Units 6 and 7 combined license application.
6-37	ML11277A216	09/20/2011	Turkey Point COL Hearing - Draft RAI 5896 related to SRP Section 02.05.02 - Vibratory Ground Motion for the Turkey Point Units 6 and 7 combined license application.
6-38	ML11264A066	09/21/2011	Turkey Point RAI for SER - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 36 RELATED TO SRP SECTION 02.04.05 FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
6-39	ML11266A047	09/21/2011	Turkey Point, Units 6 and 7 Combined License Application, Online Reference Portal Change Notice.
6-40	ML11271A001	09/21/2011	Turkey Point COL Hearing - FPL Letter L-2011-407 - Online Reference Portal Change Notice
6-41	ML11277A206	09/21/2011	Turkey Point COL Hearing - Draft RAI 5995 related to SRP Section 08.03.01 - AC Power Systems (Onsite) for the Turkey Point Units 6 and 7 combined license application.
6-42	ML11277A213	09/21/2011	Turkey Point COL Hearing - Draft RAI 5993 related to SRP Section 08.02 - Offsite Power System for the Turkey Point Units 6 and 7 combined license application
6-43	ML11277A214	09/21/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 36 RELATED TO SRP SECTION 02.04.05 FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION

	Accession Number	Document Date	Title\Description
6-44	ML11277A203	09/27/2011	Turkey Point COL Hearing - RE: Turkey Pt Response to RAI on construction worker dose
6-45	ML11272A015	09/28/2011	Turkey Point COL Hearing - RE: Online Reference Portal
6-46	ML11277A187	09/29/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LTR. No: 37 RELATED TO SRP 02.05.02- VIBRATORY GROUND MOTION FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
6-47	ML11276A099	09/30/2011	Proposed Turkey Point Units 6 and 7, Response to NRC Environmental Request for Additional Information Letter 1104121 (RAI 5589) Environmental Standard Review Plan Section 9.3 - Alternative Sites.
6-48	ML11276A100	09/30/2011	Proposed Turkey Point Units 6 and 7, Response to NRC Request for Additional Information Letter No. 034 (eRAI 5908) Standard Review Plan Section 02.03.01 - Regional Climatology.
6-49	ML11276A101	09/30/2011	Proposed Turkey Point Units 6 and 7, Second Response to NRC Request for Additional Information Letter No. 035 (eRAI 5681) Standard Review Plan Section 13.03, Emergency Planning.
6-50	ML11277A002	09/30/2011	Turkey Point COL Hearing - FW: Radial Collector Well Summary
6-51	ML11277A003	09/30/2011	Turkey Point COL Hearing - L-2011-395 Dated 30SEP11: Response to NRC Environmental RAI Letter 1104121 (RAI 5589) ESRP Section 9.3- Alternative Sites
6-52	ML11276A137	10/03/2011	Turkey Point RAI for SER - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 038 RELATED TO SRP SECTION 08.02 FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
6-53	ML11277A177	10/03/2011	Turkey Point COL Hearing - Draft RAI 6024 related to SRP Section 02.05.01 -Basic Geologic and Seismic Information for the Turkey Point Units 6 and 7 combined license application.
6-54	ML11277A178	10/03/2011	Turkey Point COL Hearing - Draft RAI 6006 related to SRP Section 02.05.04 -Stability of Subsurface materials and Foundations for the Turkey Point Units 6 and 7 combined license application.
6-55	ML11277A179	10/03/2011	Turkey Point COL Hearing - Draft RAI 5997 related to SRP Section 13.03 - Emergency Planning for the Turkey Point Units 6 and 7 combined license application.

	Accession Number	Document Date	Title\Description
6-56	ML11277A180	10/03/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LTR. No: 39 RELATED TO SRP 08.03.01- AC POWER SYSTEMS FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
6-57	ML11277A181	10/03/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LTR. No: 38 RELATED TO SRP 08.02- OFFSITE POWER SYSTEM FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
6-58	ML11277A186	10/03/2011	Turkey Point COL Hearing - FW: Turkey Pt Response to RAI on construction worker dose

Attachment 2**Turkey Point COL Hearing File and Mandatory Disclosures
Privilege Log -- Proprietary Information
Update 6 – October 13, 2011**

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding have been determined by the NRC Staff to contain trade secrets, privileged or confidential commercial or financial information subject to withholding from public disclosure pursuant to 10 C.F.R. § 2.390. Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is providing this log to identify the following documents, designated “proprietary,” and subject to protected status under Section 2.390.

PDP No.	Accession Number	Author Name/ Affiliation	Title/Description	Document Date	Document Type	Addressee/ Addressee Affiliation	Comment	Pages
6-01	ML11251A166	Florida Power & Light Co	Enclosure 2, Revised Response, NRC Request for Additional Information Letter No. 005 (eRAI 4899) and Letter No. 006 (eRAI 4900) Related to SRP Section 13.06 - Physical Security for Turkey Point, Units 6 & 7.	09/06/2011	Revised RAI Response	NRC/NRO	Security- Related Information	13

October 13, 2011

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
)
FLORIDA POWER & LIGHT COMPANY) Docket Nos. 52-040 & 52-041
)
(Turkey Point Units 6 and 7))

AFFIDAVIT OF MANNY COMAR CONCERNING
MANDATORY DISCLOSURE REQUIREMENTS OF 10 C.F.R. §§ 2.336(d) and 2.1203

I, Manny Comar, do hereby state as follows:

1. I am employed as a Senior Project Manager in the AP1000 Projects Branch 1 of the Division of New Reactor Licensing in the Nuclear Regulatory Commission’s (“NRC”) Office of New Reactors. I serve as a project manager for the NRC’s review of the Combined License Application submitted by the Florida Power & Light Company, at issue in this proceeding.
2. In accordance with the Licensing Board’s March 30, 2011, Memorandum and Order, I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. §§ 2.336(d) and 2.1203 in the captioned proceeding have been disclosed and that the disclosures are accurate and complete as of October 1, 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)

Manny Comar
Senior Project Manager, AP1000 Projects Branch 1
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
Mail Stop T-7 E-18
Washington, DC 20555-0001
(301) 415-3863
Manny.Comar@nrc.gov

Executed in Rockville, MD
this 13th day of October, 2011

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
)
FLORIDA POWER & LIGHT COMPANY) Docket Nos. 52-040 & 52-041
)
(Turkey Point Units 6 and 7))

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated October 13, 2011, providing notice of the availability of the hearing file and mandatory disclosures made pursuant to 10 C.F.R. § 2.336(d), with attachments, together with the affidavit of Manny Comar, have been served upon the following persons by Electronic Information Exchange this 13th day of October, 2011:

Administrative Judge, Chairman E. Roy Hawkens Atomic Safety and Licensing Board Panel Mail Stop – T-3 F23 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: Roy.Hawkens@nrc.gov	Office of Commission Appellate Adjudication Mail Stop O-16C1 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: OCAmail@nrc.gov
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Administrative Judge Dr. Michael F. Kennedy Atomic Safety and Licensing Board Panel Mail Stop – T-3 F23 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: Michael.Kennedy@nrc.gov	Office of the Secretary ATTN: Docketing and Service Mail Stop: O-16C1 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: HEARINGDOCKET@nrc.gov
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Administrative Judge Dr. William C. Burnett Atomic Safety and Licensing Board Panel Mail Stop – T-3 F23 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: William.Burnett2@nrc.gov	William C. Garner Gregory T. Stewart Nabors, Giblin & Nickerson, P.A. 1500 Mahan Dr., Suite 200 Tallahassee, FL 32308 Email: bgarner@ngnlaw.com; gstewart@ngnlaw.com
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Lawrence D. Sanders
Mindy Goldstein
Turner Environmental Law Clinic
Emory University School of Law
1301 Clifton Rd.
Atlanta, GA 30322
Email: Lawrence.Sanders@emory.edu;
magolds@emory.edu

Mitchell S. Ross
James M. Petro, Jr.
Counsel for the Applicant
Florida Power & Light Co.
Mail Stop LAW/JB
700 Universe Blvd.
Juno Beach, FL 33408
E-mail: Mitch.Ross@fpl.com
james.petro@fpl.com

Steven C. Hamrick
Counsel for the Applicant
Florida Power & Light Co.
801 Pennsylvania Ave., Ste. 220
Washington, D.C. 20004
Email: Steven.Hamrick@fpl.com

Richard Grosso
Everglades Law Center, Inc.
3305 College Ave.
Ft. Lauderdale, FL 33314
Email: Richard@evergladeslaw.org

John H. O'Neill, Jr.
Matias F. Travieso-Diaz
Stefanie Nelson George
Kimberly A. Harshaw
Counsel for the Applicant
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street, NW
Washington, DC 20037-1128
E-mail: John.O'Neill@pillsburylaw.com;
Matias.Travieso-Diaz@pillsburylaw.com;
Stefanie.George@pillsburylaw.com
Kimberly.Harshaw@pillsburylaw.com

Barry White
Citizens Allied for Safe Energy
10001 S.W. 129th Terr.
Miami, FL 33176
Email: bwtamia@bellsouth.net

/Signed (electronically) by/

Patrick A. Moulding
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, D.C. 20555-0001
(301) 415-2549
(301) 415-3725 fax
Patrick.Moulding@nrc.gov

Dated at Rockville, Maryland
this 13th day of October, 2011