

December 8, 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 schedule has not changed since the last hearing file update. As indicated in the Staff letter to the Licensing Board dated November 3, 2011, the current schedule provides for completion of the advanced safety evaluation report (SER) with no open items in January 2013, completion of the final SER in November 2013, completion of the draft Environmental Impact Statement (EIS) in February 2013, and completion of the final EIS in February 2014.

Respectfully submitted,

/Signed (electronically) by/

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

Attachment 1

**Turkey Point COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 8 – December 8, 2011**

	Accession Number	Document Date	Title\Description
8-1	ML11319A035	10/31/2011	Turkey Point, Units 6 & 7 - Section 404(b)(1) Alternatives Analysis, 093-87652, October 2011.
8-2	ML11312A012	11/04/2011	Turkey Point COL Hearing - L-2011-463 Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #22, #23, and #24
8-3	ML11312A049	11/04/2011	Proposed Turkey Point Units 6 and 7, Response to NRC Request for Additional Information Letter No. 036 (eRAI 5860) SRP Section: 02.04.05 Probable Maximum Surge and Seiche Flooding.
8-4	ML11312A011	11/07/2011	Turkey Point COL Hearing - Regulator comments on Levy Alternative sites
8-5	ML11318A323	11/10/2011	Proposed Turkey Point Units 6 and 7, Revised Schedule for Response to NRC Environmental Request for Additional Information Letter 110614 (RAI 5763 Revision 2) Environmental Standard Review Plan Section 2.3 - Water.
8-6	ML11319A001	11/10/2011	Turkey Point COL Hearing - L-2011-477 Dated 10NOV11: Response to NRC Environmental RAI 5340 Revision 1 ESRP EIS USACE Section 9.3
8-7	ML11319A036	11/10/2011	Turkey Point, Units 6 & 7 - Figures 1.1-1 through 4.3-4.
8-8	ML11319A037	11/10/2011	Turkey Point, Units 6 and 7 - 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.
8-9	ML11319A038	11/10/2011	Turkey Point, Units 6 & 7 - Figures 4.3.1-1 through 10-1.
8-10	ML11321A317	11/16/2011	Proposed Turkey Point Units 6 and 7, Response to NRC Request for Additional Information Letter No. 036 (eRAI 5860) SRP Section: 02.04.05 Probable Maximum Surge and Seiche Flooding.

	Accession Number	Document Date	Title\Description
8-11	ML11321A318	11/16/2011	Proposed Turkey Point, Units 6 and 7 - Response and Response Schedule to NRC Request for Additional Information Letter No. 040 (eRAI 6006) SRP Section - 02.05.04 Stability of Subsurface Materials and Foundations.
8-12	ML11321A319	11/16/2011	Proposed Turkey Point Units 6 and 7, Response to NRC Request for Additional Information Letter No. 037 (eRAI 5896) SRP Section - 02.05.02 Vibratory Ground Motion.
8-13	ML11322A001	11/17/2011	Turkey Point COL Hearing - FW: L-2011-490 Dated 10NOV11: Revised Response Schedule for NRC Environmental RAI 5763 Revision 2
8-14	ML11325A378	11/18/2011	Proposed Turkey Point Units 6 and 7, Response and Response Schedule to NRC Request for Additional Information Letter No. 041 (eRAI 6024) SRP Section: 02.05.01 - Basic Geologic and Seismic Information.
8-15	ML11236A136	11/21/2011	Second 50.43a FRN for Lee-Harris-Levy-Turkey Point.
8-16	ML11326A199	11/21/2011	Turkey Point COL Hearing - Water Availability at FPL Alternative Sites
8-17	ML11327A004	11/22/2011	Turkey Point COL Hearing - Revised Draft Hydrology RAIs 5765, 5766, 5768, and 5769
8-18	ML11236A137	11/28/2011	Third 50.43a FRN for Lee-Harris-Levy-Turkey Point.
8-19	ML11333A006	11/28/2011	Turkey Point COL Hearing - L-2011-503 Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #25, #26, and #27
8-20	ML11334A028	11/28/2011	Turkey Point, Units 6 and 7, Response to NRC Schedule Request for Additional Information Letter No. 043 (eRAI 5875) SRP Section - 02.05.03 Surface Faulting.
8-21	ML11335A245	11/30/2011	Proposed Turkey Point Units 6 and 7 - Response and Revised Response Schedule to NRC Request for Additional Information Letter No. 037 (eRAI 5896) SRP Section - 02.05.02 Vibratory Ground Motion.
8-22	ML11336A250	12/02/2011	Turkey Point RAI for SER - Request for additional information letter No. 044 Related to SRP SECTION: 02.05.04 for the Turkey Point Units 6 and 7 Combined License Application
8-23	ML11340A003	12/02/2011	Turkey Point, Units 6 & 7 - Response to NRC Request for Additional Information Letter No. 040 (eRAI 6006) SRP Section - 02.05.04 Stability of Subsurface Materials and Foundations.

December 8, 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 December 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
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U.S. Nuclear Regulatory Commission
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Executed in Rockville, MD
this 8th day of December, 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 December 8, 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 8th day of December, 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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/Signed (electronically) by/

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Dated at Rockville, Maryland
this 8th day of December, 2011