

February 1, 2012

MEMORANDUM TO: Ronaldo Jenkins, Chief
Licensing Branch 3
Division of New Reactor Licensing
Office of New Reactors

FROM: Stacy K. Joseph, Project Manager */RA Rocky Foster For:/*
Licensing Branch 3
Division of New Reactor Licensing
Office of New Reactors

SUBJECT: SUMMARY OF TELECONFERENCE WITH NUCLEAR INNOVATION
NORTH AMERICA, LLC ON FOREIGN OWNERSHIP, CONTROL AND
DOMINATION ON JANUARY 20, 2012

The U.S. Nuclear Regulatory Commission (NRC) held a teleconference with Nuclear Innovation North America, LLC (NINA) to discuss the staff's letter to NINA dated December 13, 2011 (ML113390176), related to the South Texas Project (STP) Units 3 and 4 Combined License Application (COLA) Foreign Ownership review. In the letter, the staff stated that NINA's application does not meet the requirements of Title 10 of the *Code of Federal Regulations* (10 CFR) Section 50.38 with regards to foreign ownership, control and domination and that a license would not be issued until the requirements of 10 CFR 50.38 are met. The letter also stated that the NRC staff would support a public meeting with NINA to discuss the results of the review. This teleconference was a follow-up discussion to the January 4, 2012, teleconference with NINA (ML120110076).

The staff opened the teleconference by stating the purpose of the meeting and introducing the staff members in attendance. The staff requested introductions of the NINA participants and the members of the public. After introductions, NINA gave an overview of the presentation slides given to the staff members earlier in the week (ML12018A354). The slides presented by NINA give a detailed description of the ownership and control of NINA. The slides also describe the sources of funding for the STP Units 3 and 4 COL A and how the Negation Action Plan (NAP) negates any foreign ownership. The staff asked several clarifying questions about NINA's NAP, about financial control and about NINA's debt. After all of the staff's questions were answered, the business portion of the meeting was concluded. The discussion was to be continued at the January 26, 2012, public meeting with NINA to discuss General Financials and Foreign Ownership, Control and Domination. At the end of the meeting, the staff offered the opportunity

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for questions or comments to the members of the public. One member of the public asked for a clarification of the name of the principal technical reviewer. The meeting was then adjourned.

Enclosed with this summary are the agenda for the meeting and the list of attendees.

Docket Nos: 52-012
52-013

Enclosures:
As stated

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Docket Nos: 52-012
52-013

Enclosures:
As stated

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ADAMS ACCESSION NO: ML120300583

NRC-001

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DATE	01/31/2012	01/31/2012	01/31/2012

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(Revised 01/26/2012)

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Meeting Agenda

Friday, January 20, 2012
10:00 a.m. – 11:00 a.m.

Meeting with Nuclear Innovation America on the South Texas Project Units 3 and 4 Combined License Application

<u>TIME</u>	<u>TOPIC</u>	<u>LEAD</u>
10:00 a.m. – 10:05 a.m.	Opening Remarks	NRC
10:05 a.m. – 10:45 a.m.	Follow-up discussion to January 4, 2012 telecon on staff's FOCD findings	NINA
10:45 a.m. – 10:50 a.m.	Opportunity for public comments	Public
10:55 a.m. – 11:00 a.m.	Conclusion/Document Actions	NRC

**Attendance List
January 20, 2012**

Attendees	Organization
Stacy Joseph	NRC/NRO/DNRL
Anneliese Simmons	NRC/NRR/DIRS
Joann Simpson	NRC/NRR/DIRS
George Wunder	NRC/NRO/DNRL
Michael Spencer	NRC/OGC
Jamey Seeley	NINA
Scott Head	NINA
Coley Chappell	NINA
John Matthews	Morgan Lewis
Steve Frantz	Morgan Lewis
Stephen Burdick	Morgan Lewis
Robert Schrauder	Toshiba America Nuclear Energy (TANE)
Rich DiSalvo	TANE
Dan Stenger	Hogan Lovells
Larry Blaylock	CPS Energy
Kip Giles	CPS Energy
Mike Blake	Nuclear News Magazine
Stephen Dolley	Platts
Wayne Massie	Unistar
Budd Haemer	Pillsbury Winthrop Shaw Pittman LLP
Tyson Smith	Winston and Strawn