

July 30, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

UNOPPOSED NRC STAFF MOTION FOR
LEAVE TO FILE REVISED EXHIBIT NRC048

The NRC staff (Staff) hereby requests leave from the Board to file a revision to its exhibit NRC048, originally filed by the Staff on June 26, 2012, pursuant to the Board's Order from February 22, 2012 that provides, among other things, the procedure for filing revised exhibits. See Order (Providing Instructions of Pre-Filed Evidentiary Material) at 5 (Feb. 22, 2012) (unpublished) (ADAMS Accession No. ML12053A306). The Staff requests that the Board permit the addition of Chapter 3, consisting of pages 64-106, of exhibit NRC048, the "Wetland Mitigation Plan Comprehensive Design Document for the Levy Nuclear Plant and Associated Transmission Lines." This revised exhibit is marked "NRC048R," and the additional pages (pp 64-106) are marked "NEW PAGE ADDED" in red on the top and bottom of each new page.

The Staff excerpted a portion of this document for its Prefiled Direct Testimony and inadvertently omitted to include a portion of the Levy Nuclear Plant Wetland Mitigation Plan that the Staff cited in its testimony. The addition of pages to this exhibit would not result in changes to the Staff's testimony, but would provide complete and accurate references for Staff citations in A183 and A184 of the Staff's Direct Testimony. Upon discovering this error, Staff counsel

immediately consulted with the parties and filed this motion. The Staff regrets this omission. For the above reasons, the Staff has demonstrated good cause to allow this correction and respectfully requests that the Board grant the Staff's motion to admit NRC048R.

Pursuant to 10 C.F.R. § 2.323, I certify that on July 30, 2012, I contacted counsel for Intervenors and Progress Energy Florida to seek their consent for this motion. Counsel for both parties consented to the motion.

Respectfully submitted,

/Signed (electronically) by/
Kevin C. Roach
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-2779
Kevin.Roach@nrc.gov

Dated at Rockville, Maryland
The 30th day of July 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE COMMISSION

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

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff dated July 30, 2012, have been served upon the following persons by Electronic Information Exchange this 30th day of July, 2012:

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

Matthew Flyntz
Law Clerks
Atomic Safety and Licensing Board
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
E-mail: matthew.flyntz@nrc.gov

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

Diane Curran, Esq,
Harmon, Curran, Speilberg &
Eisenberg, LLP
1726 M Street NW., Suite 600
Washington, DC 20036
E-mail: dcurran@harmoncurran.com

John H. O'Neill, Esq.
Michael G. Lepre, Esq.
Blake J. Nelson, Esq.
Timothy J.V. Walsh, Esq.
Jason P. Parker, Esq.
Robert B. Ross, 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
timothy.walsh@pillsburylaw.com
jason.parker@pillsburylaw.com
robert.ross@pillsburylaw.com

/signed (electronically) by/

Kevin C. Roach
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-2779
Kevin.Roach@nrc.gov

Dated at Rockville, Maryland
this 30th day of July, 2012