

July 31, 2012

Michael M. Gibson, Chair
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

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

Randall J. Charbeneau
Administrative Judge
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

In the Matter of
Nuclear Innovation North America LLC
(South Texas Project, Units 3 & 4)
Docket Nos. 52-012 and 52-013

Dear Administrative Judges:

Pursuant to 10 C.F.R. § 2.336(b) and (c), 10 C.F.R. § 2.1203, and the Licensing Board's Initial Scheduling Order of October 20, 2009, the Staff herein provides to the Licensing Board and the Parties an index containing information required to be disclosed by the Staff. The index contains the ADAMS accession number, date, and title of each item so as to make the item readily retrievable from the agency's website, www.nrc.gov, using the ADAMS "Find" function. This index also lists the one document identified in the previous update that did not yet have an ADAMS accession number assigned to it. Additionally, the Staff will have created a separate folder in the agency's Electronic Hearing Docket associated with this proceeding under the "Staff Discovery Materials" tab. Also attached, as required by § 2.336(c), is the Affidavit of David Misenhimer, P.E.

For this update, the Staff has not identified any documents that need to be withheld as proprietary, security-related, or Safeguards Information. The Staff shall preserve and maintain all privileged and/or otherwise protected documents during the pendency of this proceeding.

Respectfully submitted,

/signed (electronically) by/
Andrea L. Silvia
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-8554
Andrea.Silvia@nrc.gov

Enclosures: Attachment 1: Hearing File Index
Attachment 2: Affidavit of David Misenhimer, P.E.

Attachment 1

**South Texas Project COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 34 – July 31, 2012**

	Accession Number	Document Date	Title/Description
33-1	ML12188A026	05/02/2012	OI Master List.xlsx
34-1	ML12198A526	06/20/2012	2012/06/20 STP COL - FW: STP - Audit Actions in 3.9.6 - PUBLIC
34-2	ML12198A551	06/20/2012	2012/06/20 STP COL - RE: STP - Flow-Induced Vibration Technical Reports
34-3	ML12157A102	06/21/2012	May 23, 2012, Summary of Weekly Conference Call Meeting to Discuss Open Items and Outstanding Request for Additional Information Responses Relating to Nuclear Innovation North America's South Texas Project Units 3 and 4 Combined License Application.
34-4	ML12157A117	06/21/2012	Summary of Weekly Conference Call Meeting to Discuss Open Items and Outstanding Request for Additional Information Responses Relating Nuclear Innovation North America's South Texas Project Units 3 and 4 Combined License Application on May 30, 2012.
34-5	ML12163A040	06/21/2012	6/6/2012 - Summary Of Weekly Conference Call Meeting To Discuss Open Items And Outstanding Requests For Additional Information Responses Relating To Nuclear Innovation North America; South Texas Project Units 3 And 4 Combined License Application.
34-6	ML121850710	06/25/2012	South Texas Project, Units 3 and 4 - Response to Request for Additional Information.
34-7	ML12198A525	06/25/2012	2012/06/25 STP COL - NINA/STP OI Telecom agenda for June 27, 2012
34-8	ML12174A111	06/26/2012	07/11/2012 - Notice of Forthcoming Meeting To Discuss Open Items and Outstanding Requests for Additional Information Responses Relating To Nuclear Innovation North America� South Texas Project Units 3 and 4 Combined License Application.
34-9	ML12198A477	07/06/2012	2012/07/06 STP COL - July 12, 2012 Discussion Items
34-10	ML12185A229	07/10/2012	06/27/2012-Summary of Weekly Conference Call Meeting to Discuss Open Items & Outstanding RAI Responses Relating to NINA's South Texas Project (STP) Units 3&4 COL Application.

	Accession Number	Document Date	Title/Description
34-11	ML12187A123	07/11/2012	Request For Withholding Information From Public Disclosure For South Texas Projects, Units 3 And 4.
34-12	ML12198A116	07/18/2012	Request For Withholding Information From Public Disclosure For South Texas Projects Units 3 And 4.
34-13	ML12198A420	07/18/2012	Request For Withholding Information From Public Disclosure For South Texas Projects Units 3 And 4.
34-14	ML12198A450	07/18/2012	Request For Withholding Information From Public Disclosure For South Texas Projects Units 3 And 4.

Attachment 2

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

AFFIDAVIT OF DAVID MISENHIMER, P.E., CONCERNING
MANDATORY DISCLOSURE REQUIREMENTS

I, David Misenhimer, P.E., do hereby state as follows:

1. I am employed as a Project Manager in Licensing Branch 3 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 Nuclear Innovation North America LLC, at issue in this proceeding.

2. In accordance with 10 C.F.R. § 2.336(c), I hereby certify that all relevant materials required to be disclosed in the captioned proceeding have been disclosed and that the disclosures are accurate and complete for documents identified as of July 15, 2012.

3. In accordance with the Board's Initial Scheduling Order of October 20, 2009, the NRC staff conducted a reasonable good faith search for all documents or information, including electronically stored information, subject to the mandatory disclosure and hearing file requirements and the disclosure or production excludes only (a) documents or information exempted from disclosure pursuant to the law, including NRC regulations or this order, and (b) information that is not reasonably accessible because of undue burden or cost. The NRC staff has not excluded any information due to it not being reasonably accessible because of undue burden or cost.

4. 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)

David Misenhimer, P.E.
Project Manager, Licensing Branch 3
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
Mail Stop T6-D38
Washington, DC 20555-0001
(301) 415-6590
David.Misenhimer@nrc.gov

Executed in Rockville, MD
this 31st day of July, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated July 31, 2012, providing notice of the availability of the thirty-fourth update to the hearing file and mandatory disclosures made pursuant to 10 C.F.R. § 2.336, with attachments, together with the affidavit of David Misenhimer, have been served upon the following persons by Electronic Information Exchange this 31st day of July 2012:

Administrative Judge
Michael M. Gibson
Atomic Safety and Licensing Board Panel
Mail Stop – T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: Michael.Gibson@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
Gary S. Arnold
Atomic Safety and Licensing Board Panel
Mail Stop – T-3 F23
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: Gary.Arnold@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-3 F23
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
(E-mail: Randall.Charbeneau@nrc.gov)

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

Steven P. Frantz, Esq.
Stephen J. Burdick, Esq.
Alvin Gutterman, Esq.
John E. Matthews, Esq.
Charles B. Moldenhauer, Esq.
Counsel for the Applicant
Morgan, Lewis & Bockius, LLP
1111 Pennsylvania Ave., NW
Washington, DC 20004
E-mail:
sfrantz@morganlewis.com
sburdick@morganlewis.com
agutterman@morganlewis.com
jmatthews@morganlewis.com
cmoldenhauer@morganlewis.com

/signed (electronically) by/

Andrea L. Silvia
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-8554
Andrea.Silvia@nrc.gov