

November 1, 2012

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

Anthony J. Baratta  
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  
Detroit Edison Co.  
Docket No. 52-033-COL  
(Fermi Nuclear Power Plant, Unit 3)

Dear Administrative Judges:

Pursuant to the Board's Order dated September 11, 2009, the Staff herein provides to the Board and the parties as an enclosure to this letter an index identifying additions to the Hearing File, as required to be disclosed by the Staff in accordance with 10 C.F.R. § 2.336(d). 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](http://www.nrc.gov), using the ADAMS "Find" function. Additionally, the Staff will add the indexed documents to the folder in the agency's Electronic Hearing Docket ("EHD") associated with this proceeding, entitled "Fermi Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Adrian Muñiz.

In accordance with the Licensing Board's September 11, 2009, Order, relieving all parties from the obligation of producing privilege logs, as required by 10 C.F.R. §§ 2.336(a)(3) and 2.336(b)(5), the Staff is not producing privilege logs at this time. However, in accordance with the September 11 Order, the Staff shall produce a log of documents withheld as containing proprietary information. However, no such documents have been identified at this time. As directed by the Licensing Board, the Staff shall preserve and maintain all privileged and/or otherwise protected documents during the pendency of this proceeding.

Respectfully submitted,

**/signed (electronically) by/**  
Marcia Carpentier  
Counsel for the NRC Staff

Enclosures: Attachment 1: Hearing File Index  
Affidavit of Adrian Muñiz

**Attachment 1**

**Fermi COL Hearing File and Mandatory Disclosures  
Hearing File Index  
Update 36 – November 1, 2012**

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title</b>
36-1	ML12291A771	09/19/2012	2012/09/19 Fermi COL - RE: Fermi 3 - Open Items Public Meeting Summary - Memo To File
36-2	ML12291A769	09/19/2012	2012/09/19 Fermi COL - RE: Fermi 3 - Open Items Public Meeting Summary - Memo To File
36-3	ML12275A157	10/01/2012	10/18/2012 - Notice Of Forthcoming Meeting To Discuss Open Items And Outstanding Requests For Additional Information Responses Relating To The Detroit Edison Combined License Application For Fermi Unit 3.
36-4	ML12291A772	10/01/2012	2012/10/01 Fermi COL - FW: Accepted:Fermi Open Items Call - Public Meeting
36-5	ML12276A231	10/02/2012	CANCELED - 10/4/2012 Notice Of Forthcoming Meeting To Discuss Open Items And Outstanding Requests For Additional Information Responses Relating To The Detroit Edison Combined License Application For Fermi Unit 3.
36-6	ML122840677	10/09/2012	Letter Regarding Concurrence in the Release of the Fermi 3 Final EIS for Public Comment.
36-7	ML122850380	10/11/2012	U.S. Department of Energy, Energy Information Administration (DOE/EIA). 2012a. Michigan Electricity Profile, 2010 Edition, Table 10, Supply and Disposition of Electricity, 1990 through 2010.
36-8	ML122850345	10/11/2012	U.S. Department of Energy, Energy Information Administration (DOE/EIA). 2012b. Annual Energy Outlook 2012, Early Release, Supplementary Table 82. Electric Power Projects for EMM Region - ReliabilityFirst Corporation/Michigan.
36-9	ML12290A007	10/12/2012	Detroit Edison Company Schedule for Submittal of the Fermi 3 COLA Incorporation of Emergency Preparedness Rule Changes.
36-10	ML12290A006	10/12/2012	Detroit Edison Company, Fermi 3 COLA, Request a Change to the Service List Associated with Fermi 3 Correspondence from the NRC.
36-11	ML12290A005	10/12/2012	Fermi 3 - Detroit Edison Company Interim Response to NRC Request for Additional Information Letter No. 79.
36-12	ML12291A773	10/15/2012	2012/10/15 Fermi COL - Draft Fermi Chp 8 RAI
36-13	ML12290A095	10/17/2012	11/01/2012 - Notice Of Forthcoming Meeting To Discuss Open Items And Outstanding Requests For Additional Information Responses Relating To The Detroit Edison Combined License Application For Fermi Unit 3.
36-14	ML12305A024	10/23/2012	2012/10/23 Fermi COL - Fermi 3 - Open Items Public Meeting Summary - Memo To File

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title</b>
36-15	ML12305A025	10/24/2012	2012/10/24 Fermi COL - Logistics for Nov 1st Public Meeting
36-16	ML12305A026	10/25/2012	2012/10/25 Fermi COL - RE: DETROIT EDISON COMBINED LICENSE APPLICATION FOR FERMI UNIT 3
36-17	ML12305A027	10/26/2012	2012/10/26 Fermi COL - RE: Attendee list for Nov 1st Public Meeting
36-18	ML12305A031	10/29/2012	2012/10/29 Fermi COL - Open Items Mtg with DTE / Fermi 3 COLA November 1, 2012
36-19	ML12305A029	10/29/2012	2012/10/29 Fermi COL - Thursday's meeting
36-20	ML12305A028	10/30/2012	2012/10/30 Fermi COL - RE: Open Items Mtg with DTE / Fermi 3 COLA November 1, 2012
36-21	ML12305A032	10/30/2012	2012/10/30 Fermi COL - RE: Thursday's meeting

November 1, 2012

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
 )  
DETROIT EDISON CO. ) Docket No. 52-033-COL  
 )  
(Fermi Nuclear Power Plant, Unit 3) )

AFFIDAVIT OF ADRIAN MUÑIZ CONCERNING  
MANDATORY DISCLOSURE REQUIREMENTS OF 10 C.F.R. § 2.336(d)

I, Adrian Muñiz, do hereby state as follows:

1. I am employed as a Project Manager in the Licensing Branch 3 of the Division of New Reactor Licensing in the Nuclear Regulatory Commission's ("NRC") Office of New Reactors. I serve the project manager for the NRC's review of the Combined License application submitted by Detroit Edison Co., at issue in this proceeding.

2. I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. § 2.336(d) in the captioned proceeding have been disclosed and that the disclosures are accurate and complete as of October 30, 2012.

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)**

Adrian Muñiz  
Project Manager, Licensing Branch 3  
Division of New Reactor Licensing  
U.S. Nuclear Regulatory Commission  
Mail Stop T6-D38M  
Washington, DC 20555-0001  
(301) 415-4093  
Adrian.Muniz@nrc.gov

Executed in Rockville, MD  
this 1st day of November, 2012

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
 )  
 )  
DETROIT EDISON CO. ) Docket No. 52-033  
 )  
 )  
(Fermi Nuclear Power Plant, Unit 3) )

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated November 1, 2012, providing notice of the availability of an update to the hearing file made pursuant to 10 C.F.R. § 2.336(d), with attachments, together with the affidavit of Adrian Muñiz, have been served upon the following persons by Electronic Information Exchange and electronic mail this 1st day of November, 2012:

Ronald M. Spritzer, Chair  
Administrative Judge  
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Respectfully Submitted,

**/Signed (electronically) by/**  
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(301) 415-4126  
Marcia.Carpentier@nrc.gov

Dated at Rockville, Maryland  
This 1st day of November, 2012