

November 1, 2012

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

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

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

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

In the Matter of
VIRGINIA ELECTRIC and POWER COMPANY
d/b/a DOMINION VIRGINIA POWER and OLD
DOMINION ELECTRIC COOPERATIVE
(Combined License Application for North Anna Unit 3)

Dear Administrative Judges:

Pursuant to the Board's Order dated September 10, 2008, 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 enumerated 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 indexed documents to the folder in the agency's Electronic Hearing Docket ("EHD") associated with this proceeding, entitled "North Anna Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Chandu Patel.

In accordance with the Licensing Board's September 10, 2008, 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 September 10, 2008, Order, however, the Staff is required to produce a 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.

Respectfully submitted,

/signed (electronically) by/

Marcia Carpentier
Counsel for the NRC Staff
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Dated at Rockville, Maryland
this 1st day of November, 2012

Enclosures: Attachment 1: Hearing File Index
Attachment 2: Proprietary Log
Affidavit of Chandu Patel

Attachment 1**North Anna COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 49 – November 1, 2012**

	Accession Number	Document Date	Title
49-1	ML12268A190	09/12/2012	MHI 9-12-2012 US-APWR Meeting Presentation: US-APWR Seismic Closure Plan (SCP) Update.
49-2	ML12269A173	09/25/2012	M120925A - Affirmation Session: I. SECY-12-0106 - Virginia Electric and Power Company d/b/a Dominion Virginia Power and Old Dominion Electric Cooperative (North Anna Power Station, Unit 3); BREDL Petition for Review of CLI-12-14.
49-3	ML12269A096	09/25/2012	SRM-M120925A - Affirmation Session: I. SECY-12-0106 - Virginia Electric and Power Company d/b/a Dominion Virginia Power and Old Dominion Electric Cooperative (North Anna Power Station, Unit 3); BREDL's Petition for Review of CLI-12-14.
49-4	ML12271A286	09/26/2012	North Anna Unit 3 Combined License Application (COLA) Impact of Seismic Changes on RAI Responses.
49-5	ML12275A483	09/27/2012	North Anna, Unit 3, Combined License Application SRP 09.02.01: Revised Response to RAI Letter 65.
49-6	ML12276A116	10/02/2012	Audit Plan to Review North Anna, Unit 3, (US-APWR), Revision 5 Issues For Chapter 9 (Including Calculations).
49-7	ML12284A303	10/16/2012	11/15/2012 Notice of Forthcoming Design Center Working Group Public Meeting With Mitsubishi Heavy Industries, Ltd., Luminant Generation Company, LLC., and Dominion Virginia Power to Discuss Program Status of the US-APWR Design Center.

Attachment 2

**North Anna COL Hearing File and Mandatory Disclosures
 Privilege Log – Proprietary Information
 Update 49 – November 1, 2012**

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding have been determined by the NRC Staff to contain trade secrets, privileged or confidential commercial or financial information subject to withholding from public disclosure pursuant to 10 C.F.R. § 2.390. Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is providing this log to identify the following documents, designated “proprietary,” and subject to protected status under Section 2.390.

	Accession Number	Author Name/ Affiliation:	Title/Description	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Pages
49-1	ML12268A191	Mitsubishi Heavy Industries, Ltd	MHI 9-12-12 US-APWR Meeting Presentation: US-APWR Seismic and Structural Analysis Closure Plan Update - Details of Proposed Design Changes - (Closed Session).	09/12/2012	Slides and Viewgraphs Meeting Briefing Package/ Handouts	NRC/NRO		9

November 1, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
VIRGINIA ELECTRIC AND POWER CO.,)	
dba DOMINION VIRGINIA POWER,)	
and OLD DOMINION ELECTRIC COOP.)	Docket No. 52-017
)	
(North Anna Unit 3))	

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

I, Chandu Patel, do hereby state as follows:

1. I am employed as a Senior Project Manager in Licensing Branch 2 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 Virginia Electric and Power Company, 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 pursuant to the Licensing Board’s September 10th, 2008 Order, and that the disclosures are accurate and complete as of October 18, 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)
Chandu Patel
Senior Project Manager, Licensing Branch 2
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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)
)
VIRGINIA ELECTRIC AND POWER CO.,)
dba DOMINION VIRGINIA POWER,)
and OLD DOMINION ELECTRIC) Docket No. 52-017-COL
COOPERATIVE)
)
(North Anna Power Station, 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 per 10 C.F.R. § 2.336(d), with enclosures, together with the affidavit of Chandu Patel, have been served upon the following persons by Electronic Information Exchange this 1st day of November, 2012:

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/signed (electronically) by/

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