

November 1, 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 the Initial Scheduling Order of October 20, 2009, the NRC staff is reporting on its proposed schedule for issuing its safety and environmental documents and the projected dates for issuance of ACRS reports on the application. There has been no change since the last report, which was submitted on October 1, 2012. The final environmental impact statement was issued in February 2011, but there continues to be no schedule for the completion of the NRC staffs safety review.

Further, pursuant to the Order (Monthly Status Updates Regarding FOCD Review) of July 18, 2012, the NRC staff reports that, while it is proceeding with its review of foreign ownership, control, or domination (FOCD) issues, it currently does not have a best estimate projected decision date for its review. However, the NRC staff hopes to make enough progress on its FOCD review to issue a schedule early next year for resolving FOCD issues.

Respectfully submitted,

/signed (electronically) by/

L. Sheldon Clark
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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 the NRC Staff letter dated November 1, 2012, reporting on the proposed schedule for completing the NRC staff's review and reaching a determination on FOCD issues, has been filed through the E-Filing system this 1st day of November 2012.

/signed (electronically) by/

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