

June 3, 2013

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
DTE Electric 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, 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 Tekia Govan.

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. 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/
Megan Wright
Counsel for the NRC Staff

Enclosures: Attachment 1: Hearing File Index
Affidavit of Tekia Govan

Attachment 1**Fermi COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 43 – June 3, 2013**

	Accession Number	Document Date	Title / Description
43-1	ML13150A223	4/26/13	2013/04/26 Fermi COL - FW: Courtesy Copy of NRC3-13-0015
43-2	ML13150A222	4/26/13	2013/04/26 Fermi COL - FW: DTE/Fermi 3 responses to - Open Items Public Meeting Summary
43-3	ML13150A224	4/30/13	2013/04/30 Fermi COL - FW: Courtesy Copy of NRC3-13-0016
43-4	ML13150A226	5/10/13	2013/05/10 Fermi COL - Project status Call
43-5	ML13149A371	5/13/13	2013/05/13 Fermi COL - Fermi 3 Project
43-6	ML13150A227	5/15/13	2013/05/15 Fermi COL - FW: Courtesy Copy of NRC3-13-0018
43-7	ML13150A228	5/21/13	2013/05/21 Fermi COL - Draft RAI
43-8	ML13150A230	5/22/13	2013/05/22 Fermi COL - FW: Draft RAI
43-9	ML13150A231	5/22/13	2013/05/22 Fermi COL - RE: 4/11/2013 - FERMI UNIT 3 - Questions Pertaining to Discharge and Drinking Water Population
43-10	ML13150A232	5/29/13	2013/05/29 Fermi COL - FW: PROP Review of Audit Summary
43-11	ML13150A233	5/29/13	2013/05/29 Fermi COL - RE: Call-in Information
43-12	ML13150A235	5/30/13	2013/05/30 Fermi COL - FW: bridgeline number
43-13	ML13150A238	5/30/13	2013/05/30 Fermi COL - FW: Courtesy Copy of NRC3-13-0012
43-14	ML13150A236	5/30/13	2013/05/30 Fermi COL - FW: FERMI EP RAI RESPONSES: Courtesy Copy of NRC3-13-0012
43-15	ML13150A239	5/30/13	2013/05/30 Fermi COL - FW: Request for phone and code #'s Fermi 3 Open Items Mtg May 30, 2013
43-16	ML13136A055	5/16/13	5/30/2013, 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.
43-17	ML13141A638	5/22/13	6/5/13 - Notice of Forthcoming Meeting To Discuss Open Items And Outstanding Requests For Additional Information Responses Relating To The DTE Electric Company's Combined License Application.

43-18	ML13130A095	4/26/13	DTE Electric Company Submittal of FSAR Subsection 3.7.1 Markups. Part 1 of 4.
43-19	ML13130A097	4/26/13	DTE Electric Company Submittal of FSAR Subsection 3.7.1 Markups. Part 2 of 4.
43-20	ML13130A098	4/26/13	DTE Electric Company Submittal of FSAR Subsection 3.7.1 Markups. Part 3 of 4.
43-21	ML13130A099	4/26/13	DTE Electric Company Submittal of FSAR Subsection 3.7.1 Markups. Part 4 of 4.
43-22	ML13127A033	5/3/13	DTE Electric Company Submittal of MSM Benchmark Summary Report.
43-23	ML13123A076	4/30/13	Fermi, Unit 3 - Supplemental Response to NRC Request for Additional Information Letter No. 79.
43-24	ML13137A549	5/15/13	Fermi, Unit 3 Combined License Application (COLA), Response to NRC Request for Additional Information 03.07.02-11 Related to the Verification and Validation of the SASS1201 0 Software Letter No. 85.
43-25	ML13116A429	4/12/13	Fermi, Unit 3, Response to NRC Request for Additional Information Letter No. 83.
43-26	ML13136A206	5/16/13	Press Release-13-037: Atomic Safety Licensing Board to Take Public Comment, Hold Hearing Oct. 30 on Proposed New Reactor in Michigan.
43-27	ML13127A034	5/2/13	Sargent & Lundy Report SL-011814, "Modified Subtraction Method (MSM) Reactor Building/Fuel Building Benchmark Summary Report," Revision 0, dated May 2, 2013, Attachment 1 to NRC3-13-0017.

June 3, 2013

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
DTE ELECTRIC COMPANY) Docket No. 52-033-COL
)
(Fermi Nuclear Power Plant, Unit 3))

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

I, Tekia Govan, 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 DTE Electric 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 May 30, 2013.

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)

Tekia Govan
Project Manager, Licensing Branch 3
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
Mail Stop T6-D38M
Washington, DC 20555-0001
(301) 415-6197
Tekia.Govan@nrc.gov

Executed in Rockville, MD
this 3rd day of June, 2013

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
)
DTE ELECTRIC COMPANY) Docket No. 52-033
)
)
(Fermi Nuclear Power Plant, Unit 3))

CERTIFICATE OF SERVICE

I hereby certify that the NRC Staff letter dated June 3, 2013, 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 Tekia Govan, has been filed through the E-Filing system this 3rd day of June 2013.

/Signed (electronically) by/
Megan Wright
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-2314
Megan.Wright@nrc.gov

Dated at Rockville, Maryland
This 3rd day of June, 2013