

August 1, 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
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, 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. 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 45 – August 1, 2013**

	Accession Number	Document Date	Title / Description
45-1	ML13199A196	06/26/2013	2013/06/26 Fermi COL - RE: Request for Phone & Code for June 27, 2013 Fermi 3 Open Items Mtg
45-2	ML13178A158	06/28/2013	07/11/2013 - Notice of Meeting to Discuss Open Items And Outstanding Requests For Additional Information Responses Relating to The DTE Electric Company's Combined License Application For Fermi Unit 3.
45-3	ML13199A198	06/28/2013	2013/06/28 Fermi COL - FW: 6/27/13 Open Items Call Participants
45-4	ML13199A087	06/28/2013	2013/06/28 Fermi COL - FW: NRC3-13-0020
45-5	ML13178A161	06/28/2013	7/25/13 - 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 For Fermi Unit 3.
45-6	ML13183A145	06/28/2013	Fermi, Unit 3, Supplemental Response to NRC Request for Additional Information Letter No. 69.
45-7	ML13177A143	07/01/2013	06/06/2013 Meeting Summary Between The U.S. Nuclear Regulatory Commission Staff, General Electric-Hitachi Nuclear Energy, and DTE Electric Company T Discuss The ESBWR Design Certification And Fermi Unit 3 COL RAI Related To Bulletin 2012-01.
45-8	ML13199A312	07/02/2013	2013/07/02 Fermi COL - FW: Draft RAI
45-9	ML13199A088	07/02/2013	2013/07/02 Fermi COL - RE: Phone not working
45-10	ML13199A314	07/05/2013	2013/07/05 Fermi COL - Fermi 3 - Open Items Public Meeting Summary - Memo To File
45-11	ML13199A313	07/05/2013	2013/07/05 Fermi COL - FW: 6/27/13 Open Items Call Participants
45-12	ML13199A090	07/08/2013	2013/07/08 Fermi COL - Fermi Draft Chp 1 RAI #7180
45-13	ML13184A238	07/08/2013	Request For Additional Information Letter No. 86 Related To Chapter 01 For The Fermi, Unit 3 Combined License Application.
45-14	ML13192A301	07/09/2013	DTE Electric Company Supplemental Response to NRC Request for Additional Information Letter No. 84.
45-15	ML13192A302	07/09/2013	Fermi, Unit 3, Revised Response to NRC Request for Additional Information Letter No. 85.
45-16	ML13199A315	07/10/2013	2013/07/10 Fermi COL - RE: Request for Phone & Code for July 11, 2013 Fermi 3 Open Items Mtg

45-17	ML13191A721	07/10/2013	7/11/13 - Cancelled 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 For Fermi, Unit 3.
45-18	ML13191A094	07/10/2013	Request For Additional Information Letter No. 7170 Related To Chapters 02.05.02 and 03.07.01 For The Fermi 3 Combined License Application.
45-19	ML13199A320	07/11/2013	2013/07/11 Fermi COL - RE: Reading Room Access
45-20	ML13199A317	07/11/2013	2013/07/11 Fermi COL - RE: Request for Phone & Code for July 11, 2013 Fermi 3 Open Items Mtg
45-21	ML13199A091	07/11/2013	2013/07/11 Fermi COL - Re: Request for Phone & Code for July 11, 2013 Fermi 3 Open Items Mtg
45-22	ML13200A045	07/15/2013	Sargent & Lundy Report SL-011956, Rev. 0, "SSI Analyses of Reactor Building/Fuel Building and Control Building with Engineered Backfill Summary Report."
45-23	ML13200A044	07/16/2013	Fermi 3, DTE Electric Company Submittal of SSI Sensitivity Study Analysis Report.
45-24	ML13199A319	07/17/2013	2013/07/17 Fermi COL - Courtesy Copy of NRC3-13-0024
45-25	ML13198A563	07/17/2013	Request For Additional Information Letter No. 88 Related To Chapter 01 For The Fermi 3 Combined License Application.
45-26	ML13197A469	07/18/2013	6/20/13 - Summary Of Meeting Between The U. S. Nuclear Regulatory Commission Staff, General Electric-Hitachi Nuclear Energy, DTE Electric Company, And Dominion Virginia Power To Discuss The Program Status of the Economic Simplified Boiling-Water Reactor.

August 1, 2013

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 as a 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 July 18, 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)

Adrian Muñiz
Project Manager, Licensing Branch 3
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
Mail Stop T6-D42
Washington, DC 20555-0001
(301) 415-4093
Adrian.Muniz@nrc.gov

Executed in Rockville, MD
this 1st day of August, 2013

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 the NRC Staff letter dated August 1, 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 Adrian Muñiz, has been filed through the E-Filing system this 1st day of August 2013.

/Signed (electronically) by/
Marcia Carpentier
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, DC 20555-0001
(301) 415-4126
Marcia.Carpentier@nrc.gov

Dated at Rockville, Maryland
This 1st day of August, 2013