

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION  
ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:

Michael M. Gibson, Chairman  
Dr. Gary S. Arnold  
Dr. Randall J. Charbeneau

In the Matter of

NUCLEAR INNOVATION NORTH AMERICA  
LLC

(South Texas Project Units 3 and 4)

Docket Nos. 52-12-COL and 52-13-COL

ASLBP No. 09-885-08-COL-BD01

August 22, 2013

ORDER

(Directing Parties to File Redacted Exhibits)

In accordance with this Board's Revised Scheduling Order dated October 3, 2012 and the Protective Order dated April 26, 2012, Nuclear Innovation North America, L.L.C. (NINA) properly submitted its exhibits in both redacted and unredacted format.<sup>1</sup> The NRC Staff and the Intervenor made similar filings; however, neither has provided this Board with filings in both redacted and unredacted format. Instead, the NRC Staff and the Intervenor have provided only unredacted exhibits, *i.e.*, the exhibits, being designated as proprietary in their entirety, may not be distributed to unauthorized persons.

After reviewing the parties' exhibits, the Board has determined that, in order to minimize the portion of the October hearing that must be closed to the public, it is necessary for the Board to have redacted versions of the NRC Staff's and the Intervenor's exhibits. Accordingly, the parties' are directed to consult and file redacted versions of the NRC Staff's and the Intervenor's exhibits. Given that the Board has received unredacted versions of NINA's exhibits, it is aware

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<sup>1</sup> See e.g., Direct Testimony of Applicant Witness Mark A. McBurnett Regarding Contention FC-1 (July 1, 2013). Redacted versions of exhibits removed NINA's proprietary information.

of the limited scope of the Protected Information. Therefore, the Board anticipates that there will be only a small portion of the exhibits that will need to be redacted to comply with today's Order.

The redacted versions of the NRC Staff's and the Intervenors' exhibits will be considered timely if filed on or before September 23, 2013. All filings should be made using the agency's E-Filing system. All unredacted material remaining will be part of the public portion of the October hearing. All redacted material will be addressed, if necessary, in a non-public portion of the hearing.

It is so ORDERED.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD

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Michael M. Gibson, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland  
August 22, 2013

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
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NUCLEAR INNOVATION NORTH AMERICA LLC ) Docket Nos. 52-012-COL and 52-013-COL  
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 )  
(South Texas Project, Units 3 and 4) )  
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **ORDER (Directing Parties to File Redacted Exhibits)** have been served upon the following persons by the Electronic Information Exchange.

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Docket Nos. 52-012-COL and 52-013-COL

**ORDER (Directing Parties to File Redacted Exhibits)**

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[Original signed by Brian Newell]  
Office of the Secretary of the Commission

Dated at Rockville, Maryland  
this 22<sup>nd</sup> day of August, 2013