

April 10, 2014

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

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

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

In the Matter of  
Florida Power & Light Company  
(Turkey Point Units 6 and 7)  
Docket Nos. 52-040 and 52-041

Dear Administrative Judges:

Pursuant to the Licensing Board's Memorandum and Order dated March 30, 2011, as modified by the Licensing Board's Notice dated September 12, 2012, the Staff is providing the Licensing Board and the parties an index identifying additions to the Hearing File required to be disclosed by the Staff pursuant to 10 C.F.R. § 2.336(d). The index contains the ADAMS accession number, date, and title of each listed document so as to make each document readily retrievable from the agency's website, [www.nrc.gov](http://www.nrc.gov), using the ADAMS "Find" function. Additionally, the Staff will add the documents identified in the index to the agency's Electronic Hearing Docket ("EHD") associated with this proceeding entitled "Turkey Point Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Manny Comar.

In accordance with the Licensing Board's March 30, 2011, Memorandum and 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 March 30, 2011, Order, however, the Staff is required to produce a log of documents withheld as containing proprietary information. In preparing the enclosed Hearing File Index update, the Staff identified no documents for inclusion on the log of documents withheld as containing proprietary information. Accordingly, no privilege log is attached. As directed by the Licensing Board, the Staff is preserving and maintaining all privileged documents during the pendency of this proceeding.

In accordance with the Licensing Board's March 5, 2014, Order, the Staff hereby provides best estimate schedules for issuing its review documents prepared in connection with the Application, namely, the final Safety Evaluation Report ("SER") and final Environmental Impact Statement ("EIS"). The Staff notified the Applicant before establishing these schedules. In regard to the EIS, the NRC Staff estimates that it will provide a draft EIS to the Environmental Protection Agency ("EPA") in February 2015, and EPA will publish a Notice of Availability of the draft EIS for public comment approximately one week after the Staff issues it. Further, the Staff estimates that it will issue a final EIS in February of 2016. In regard to the SER, the Staff currently estimates that it will issue the final SER in March 2017. The schedule for issuing the final SER, however, rests on the presumption that FPL will submit high quality, complete information by the end of April 2014 in response to Staff requests for additional information. The Staff intends to reevaluate the estimated schedule for issuing the SER in light of the information FPL submits, and, if necessary, revise the schedule. The Staff will notify the Board regarding the status of the schedule for issuing the final SER upon completion of its evaluation of the FPL information, which the Staff expects in July 2014.

Respectfully submitted,

**/Signed (electronically) by/**

Robert M. Weisman  
Counsel for the NRC Staff  
U.S. Nuclear Regulatory Commission  
Mail Stop O-15 D21  
Washington, DC 20555-0001  
(301) 415-1696  
Robert.Weisman@nrc.gov

Enclosures: Attachment 1: Hearing File Index  
Attachment 2: Affidavit of Manny Comar

**Attachment 1****Turkey Point COL Hearing File and Mandatory Disclosures  
Hearing File Index  
Update 36 – April 10, 2014**

	<b>Accession Number</b>	<b>Document Date</b>	<b>Title\Description</b>
36-1	ML14069A224	03/06/2014	Proposed Turkey Point Units 6 and 7, Supplemental Response to NRC Request for Additional Information Letter No. 77 (eRAI 7112) Related to SRP Section 11.03 Gaseous Waste Management Systems.
36-2	ML14070A216	03/07/2014	Turkey Point, Units 6 & 7, Review Schedule Information.
36-3	ML14078A052	03/17/2014	Turkey Point, Units 6 and 7 - Removal of FPL-Owned Fill Source from the Combined License Application Part 3 - Environmental Report.
36-4	ML14080A014	03/21/2014	04/03/2014 Notice of Public Teleconference to Discuss AP1000 Design Center COL Regulatory Issues with the Nuclear Regulatory Commission (NRC).
36-5	ML14072A346	03/26/2014	12/18/2013-Summary of Levy COL Units 1 and 2 Public Meeting - Staff Questions for Design Change.
36-6	ML14083A396	04/02/2014	02/27/2014 - Summary of Public Teleconference for Levy Combined License, Units 1 and 2.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of	)	
	)	
FLORIDA POWER & LIGHT COMPANY	)	Docket Nos. 52-040 & 52-041
	)	
(Turkey Point Units 6 and 7)	)	

AFFIDAVIT OF MANNY COMAR CONCERNING  
MANDATORY DISCLOSURE REQUIREMENTS OF 10 C.F.R. §§ 2.336(d) and 2.1203

I, Manny Comar, do hereby state as follows:

1. I am employed as a Senior Project Manager in Licensing Branch 4 of the Division of New Reactor Licensing in the Nuclear Regulatory Commission’s (“NRC”) Office of New Reactors (“NRO”). I serve as a project manager for the NRC’s review of the Combined License Application submitted by the Florida Power & Light Company, at issue in this proceeding.

2. In accordance with the Licensing Board’s March 30, 2011, Memorandum and Order, and the Board’s September 12, 2012, Notice, I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. §§ 2.336(d) and 2.1203 in this proceeding have been disclosed and that the disclosures are accurate and complete as of April 2, 2014.

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)**  
Manny Comar  
Senior Project Manager, Licensing Branch 4  
Division of New Reactor Licensing, NRO, NRC  
Mail Stop T-6 D-23  
Washington, DC 20555-0001  
(301) 415-3863  
Manny.Comar@nrc.gov

Executed in Rockville, MD  
this 10<sup>th</sup> day of April, 2014

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of )  
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FLORIDA POWER & LIGHT COMPANY ) Docket Nos. 52-040 & 52-041  
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(Turkey Point Units 6 and 7) )

CERTIFICATE OF SERVICE

I hereby certify that the NRC Staff's Hearing File Update 36 has been filed through the E-Filing system this 10<sup>th</sup> day of April, 2014.

**/Signed (electronically) by/**  
Robert M. Weisman  
Counsel for the NRC Staff  
U.S. Nuclear Regulatory Commission  
Mail Stop O-15 D21  
Washington, DC 20555-0001  
(301) 415-1696  
Robert.Weisman@nrc.gov