

February 11, 2015

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, 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 the document listed in the attached privilege log (Attachment 2) as containing proprietary information. 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, in Hearing File Update No. 41, dated September 11, 2014, and Hearing File Update No. 36, dated April 10, 2014, provided best-estimate schedules for issuing the final Safety Evaluation Report ("SER") and final Environmental Impact Statement ("EIS"), respectively. The schedules for issuing the SER remains unchanged, but there might be a minor delay in issuing the draft EIS. In regard to the SER, the Staff transmitted the schedule to the Applicant, as indicated in a letter dated August 26, 2014, to M.K. Nazar, FPL, from F. Akstulewicz, NRC (ADAMS Accession Number ML14177A183). As set forth in the letter, the schedule provides for the issuance of the Advanced Final SER in January 2016 and the Final SER in October 2016. In regard to the EIS, the NRC Staff estimates that it will provide a draft EIS to the Environmental Protection Agency ("EPA") in February or early March 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. The Staff documented this schedule in a letter to the Applicant dated April 17, 2014. See Letter dated April 17, 2014, to M.K. Nazar, FPL, from F.M. Akstulewicz, NRC (ADAMS Accession Number ML14065A577).

Respectfully submitted,

/Signed (electronically) by/

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Enclosures: Attachment 1: Hearing File Index
Attachment 2: Privilege Log
Attachment 3: Affidavit of Manny Comar

Attachment 1

**Turkey Point COL Hearing File and Mandatory Disclosures
Hearing File Index
Update 46 – February 11, 2015**

	Accession Number	Document Date	Title\Description
46-1	ML15035A400	01/06/2015	2015/01/06 Turkey Point COL Hearing - FW: Turkey Point Clarification Calls follow-up
46-2	ML15035A399	01/06/2015	2015/01/06 Turkey Point COL Hearing - FW: Turkey Point Clarification Calls follow-up
46-3	ML15035A227	01/08/2015	2015/01/08 Turkey Point COL Hearing - Administrative Order for PTN Units 3&4
46-4	ML15035A550	01/12/2015	2015/01/12 Turkey Point COL Hearing - FW: NRC/FPL clarification call follow-up for response to RAI 2.5.3-1
46-5	ML15007A268	01/12/2015	12/11/2014 Meeting Summary with Members Of AP1000 Design Center To Discuss AP1000 Licensing And Technical Issues.
46-6	ML15035A541	01/13/2015	2015/01/13 Turkey Point COL Hearing - FW: NRC/FPL clarification call follow-up for response to Fill Materials properties
46-7	ML15035A540	01/15/2015	2015/01/15 Turkey Point COL Hearing - FW: NRC/FPL clarification call follow-up for response to Fill Materials properties
46-8	ML15020A036	01/15/2015	Turkey Point, Units 6 and 7 - Revised Schedule for Chapter 3 RAI Updated Responses.
46-9	ML15035A402	01/15/2015	2015/01/15 Turkey Point COL Hearing - FW: PTN Grouting Related Calculations Placed in Electronic Reading Room for NRC Staff
46-10	ML15035A229	01/22/2015	2015/01/22 Turkey Point COL Hearing - RE: PTN Grouting Related Calculations Placed in Electronic Reading Room for NRC Staff
46-11	ML15035A401	01/22/2015	2015/01/22 Turkey Point COL Hearing - FW: PTN Grouting Related Calculations Placed in Electronic Reading Room for NRC Staff
46-12	ML15034A562	02/02/2015	Proposed Turkey Point, Units 6 and 7, Voluntary Revised Response to NRC Request for Additional Information Letter No. 041 (eRAI 6024) SRP Section: 02.05.01 - Basic Geologic and Seismic Information.
46-13	ML15015A309	02/02/2015	01/14/2015 - Summary of Meeting with Members of the AP1000 Design Center to Discuss AP1000 Licensing and Technical Issues.

Attachment 2

**Turkey Point COL Hearing File and Mandatory Disclosures
 Privilege Log -- Proprietary Information
 Update 46 – February 11, 2015**

Certain documents otherwise subject to inclusion in the hearing file and mandatory disclosures for this proceeding have been determined by the NRC Staff to contain trade secrets, privileged or confidential commercial or financial information subject to withholding from public disclosure pursuant to 10 C.F.R. § 2.390. Pursuant to 10 C.F.R. § 2.336(b)(5), the Staff is providing this log to identify the following documents, designated “proprietary,” and subject to protected status under Section 2.390.

PDP No.	Accession Number	Author Name/ Affiliation	Title/Description	Document Date	Document Type	Addressee/ Affiliation	Comment	Pages
46-01	ML15007A073	Hoellman J P, NRC/NRO	12/16/2014- Summary of Closed Meeting with Members of the AP1000 Design Center to Discuss Changes to Proprietary Calculations Supporting AP1000 Condensate Return Design Change, Departure, and Exemption Request.	01/15/2015	Meeting Summary Memoranda	Burkhart Larry, NRC/NRO		19

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 February 3, 2015.

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
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Executed in Rockville, MD
this 11th day of February, 2015

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))

CERTIFICATE OF SERVICE

I hereby certify that the NRC Staff's Hearing File Update 46 has been filed through the E-Filing system this 11th day of February, 2015.

/Signed (electronically) by/
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