



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, DC 20555 - 0001

January 9, 2018

Administrative Judge
Paul S. Ryerson, Chair
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Dr. Sue H. Abreu
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Administrative Judge
Dr. Gary S. Arnold
Atomic Safety and Licensing Board Panel
Mail Stop T-3 F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

In the Matter of
TENNESSEE VALLEY AUTHORITY
(Clinch River Nuclear Site Early Site Permit Application)
Docket No. 52-047-ESP

Dear Administrative Judges:

Pursuant to the Atomic Safety and Licensing Board's "Initial Scheduling Order," dated December 7, 2017, the staff of the U.S. Nuclear Regulatory Commission ("Staff") herein notifies the Licensing Board and the parties that the hearing file has been provided for this proceeding. This is the NRC staff's second hearing file and mandatory disclosures update. Materials in the hearing file may be accessed through the Agencywide Documents Access and Management System ("ADAMS"). An index containing the ADAMS accession number, date, and title or description of each item in the initial disclosure is appended hereto as Attachment 1.

On or about January 19, 2018, the documents identified in the hearing file may be accessed through ADAMS or through the Electronic Hearing Docket ("EHD"), which may be accessed at <https://adams.nrc.gov/ehd/>.¹ The hearing file will be contained in the "Staff Discovery Materials" tab of the EHD, in a sub-folder entitled, "Clinch River Hearing File, Initial Disclosure" in the

¹ NRC staff received notification from ADAMS administrators that a system infrastructure error caused three duplicate documents to be published in the December 13, 2017, NRC staff initial disclosures. The system administrators removed the following three accession numbers that represented duplicate documents: (ML17346A047, ML17347A022, and ML17347B241). The following accession numbers continue to provide access to these documents: (ML17346A058, ML17347A027, and ML17347B659).

Judge Ryerson
Judge Arnold
Judge Abreu

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December 15, 2017

"Clinch River Nuclear Site ESP" folder. Any party who seeks access to a document listed in the NRC staff hearing file index prior to it populating the publicly available folder may contact NRC staff counsel.

Further, pursuant to 10 C.F.R. § 2.336(c), attached is the Affidavit of Allen Fetter, certifying that all relevant materials required by this section have been disclosed, and that the disclosures are accurate and complete as to documents identified by January 3, 2018.

Finally, the NRC Staff notes that it has made a good faith effort to identify and characterize all documents meeting the criteria of 10 C.F.R. § 2.336(b), as modified by the "Agreement of the Parties Regarding Mandatory Discovery Disclosures," dated November 8, 2017, and 10 C.F.R. § 2.1203 in this proceeding. In identifying these documents, the Staff does not concede their relevance to the issues to be decided in this proceeding.

Sincerely,

/Signed (electronically) by/
Kevin Roach
Counsel for NRC Staff

Enclosures: Attachment 1 - Hearing File Index, Update 2
Affidavit of Allen Fetter

cc w/Encls.: Service List

Attachment 1 – Clinch River Nuclear Site ESP Hearing File Index
Update 2 – January 9, 2018

ID#	Accession Number	Document Date	Title
02-01	ML17069A104	03/17/2017	Letter - Clinch River Nuclear Site, Early Site Permit Application Review Schedule.
02-02	ML17237C084	08/25/2017	Supplemental Information Related to Groundwater Hydrology in Support of Early Site Permit Application for Clinch River Nuclear Site.
02-03	ML18004A287	12/18/2017	2017/12/18 Clinch River ESP - [External_Sender] RE: 1pm public meeting canceled, hydro clarification during 3pm status call. (EOM)
02-04	ML18004A283	12/18/2017	2017/12/18 Clinch River ESP - 1pm public meeting canceled, hydro clarification during 3pm status call. (EOM)
02-05	ML18004A289	12/18/2017	2017/12/18 Clinch River ESP - FW: FW: NRC staff ERR access issue
02-06	ML18004A292	12/20/2017	2017/12/20 Clinch River ESP - [External_Sender] FW: Access Info for ORNL Visit portion of NRC January visit
02-07	ML18004A297	12/21/2017	2017/12/21 Clinch River ESP - Issuance of RAI Pertaining to Part 6 of the Clinch River Nuclear Site ESP application - Exemptions and Departures (RAI Number 11, eRAI-9227)
02-08	ML18004A302	12/22/2017	2017/12/22 Clinch River ESP - Re- Issuance of RAI Pertaining to Part 6 of the Clinch River Nuclear Site ESP application - Exemptions and Departures (RAI Number 11, eRAI-9227)
02-09	ML18004A278	12/28/2017	2017/12/28 Clinch River ESP - [External_Sender] Tomorrow
02-010	ML18004A280	12/28/2017	2017/12/28 Clinch River ESP - Re: [External_Sender] Tomorrow
02-011	ML18004A305	01/02/2018	2018/01/02 Clinch River ESP - [External_Sender] FW: Access Info for ORNL Visit portion of NRC January visit
02-012	ML18004A313	01/02/2018	2018/01/02 Clinch River ESP - Additional request for visit to Clinch River Nuclear Site and environs
02-013	ML18004A995	01/02/2018	2018/01/02 Clinch River ESP - Late-January site visit participant changes
02-014	ML18004A308	01/02/2018	2018/01/02 Clinch River ESP - RE: FW: Access Info for ORNL Visit portion of NRC January visit
02-015	ML18004B006	01/03/2018	2018/01/03 Clinch River ESP - RE: Additional request for visit to Clinch River Nuclear Site and environs

January 9, 2018

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
TENNESSEE VALLEY AUTHORITY) Docket Nos. 52-047-ESP
)
(Clinch River Nuclear Site))

AFFIDAVIT OF ALLEN FETTER CONCERNING
MANDATORY DISCLOSURE REQUIREMENT OF 10 C.F.R. § 2.336(b)

I, Allen Fetter, do hereby state as follows:

1. I am employed as a Senior Project Manager in the U.S. Nuclear Regulatory Commission's (NRC) Office of New Reactors. I currently serve as a project manager for the Clinch River Nuclear Site Early Site Permit ("ESP") Application review.

2. I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. §§ 2.336 (b) and (c) and 2.1203(a)(1) in the captioned proceeding have been disclosed, and that the disclosures are accurate and complete for documents identified as of January 3, 2018.

3. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

Executed in Accord with 10 CFR 2.304(d)

Allen Fetter
U.S. Nuclear Regulatory Commission
Senior Project Manager, Office of New Reactors
(301) 415-8556
Allen.Fetter@nrc.gov
Washington, DC 20555-0001
Date signed: January 9, 2018

Executed in Rockville, Maryland
this 9th day of January, 2018

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
TENNESSEE VALLEY AUTHORITY) Docket Nos. 52-047-ESP
)
(Clinch River Nuclear Site))

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Letter to the Atomic Safety and Licensing Board regarding the Clinch River Nuclear Site Initial Disclosures, including: Attachment 1 – Clinch River Nuclear Site ESP Hearing File Index, NRC Staff Disclosure – Update 2; and Affidavit of Allen Fetter, dated January 9, 2018, in the above-captioned proceeding have been served upon the Electronic Information Exchange, the NRC’s E-Filing System, this 9th day of January, 2018.

/Signed (electronically) by/

Kevin C. Roach
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
Office of the General Counsel
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Washington, DC 20555
Telephone: (201) 521-2078
E-mail: Kevin.Roach@nrc.gov
Date of signature: January 9, 2018