

November 23, 2004

Administrative Judge Paul B. Abramson, Chair
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3F23
Washington, D.C. 20555-0001

Administrative Judge David L. Hetrick
8740 East Dexter Drive
Tucson, AZ 85715

Administrative Judge Anthony J. Baratta
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Mail Stop: T-3F23
Washington, D.C. 20555-0001

In the Matter of
EXELON GENERATION COMPANY, LLC
(Early Site Permit for Clinton ESP Site)
Docket No. 52-007-ESP

Dear Administrative Judges:

Pursuant to 10 C.F.R. § 2.336(d), the NRC staff hereby provides notice that the Hearing File for this proceeding has been updated. A supplement to the Hearing File Index, listing the additions to the Hearing File, is attached. Also attached is the Affidavit of Nanette V. Gilles. As required by 10 C.F.R. § 2.336(b)(5), the staff is also producing an update to the privilege log at this time. In addition, the staff shall preserve and maintain all privileged documents during the pendency of this proceeding.

Respectfully submitted,

/RA/

Shana Zipkin
Counsel for NRC Staff

Enclosures: Hearing File Index
Affidavit of Nanette V. Gilles
Privilege logs

November 16, 2004

HEARING FILE - ATTACHMENT A

Accession Number	Document Date	Title/Description
ML043200576	11/12/2004	11/12/04-E-mail-Draft Requests for Additional Information - Emergency Planning.
ML043210579	11/15/2004	Request for Additional Information (RAI) Regarding the Environmental Portion of the Early Site Permit Application for The Exelon Generation Company Site (TAC No. MC1125).
ML043090029	11/15/2004	Revised Dates For Conducting the Environmental Review of the Exelon ESP Application.

November 16, 2004

PRIVILEGE LOG
ATTACHMENT D - PREDECISIONAL/DELIBERATIVE PROCESS

The following documents are being withheld by the NRC Staff as "PREDECISIONAL/DELIBERATIVE PROCESS" pursuant to 10 C.F.R. § 2.336(b)(5).

Accession Number	Author Name/Affiliation:	Title/Description:	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML043200571	Prescott P, NRC	11/12/04-E-mail- Revised Exelon DSER.	11/12/2004	E-Mail	Gilles N V, NRC		39
ML043150448	Ramsdell J V, Battelle Memorial Institute, Pacific Northwest National Lab	Email: ESP Tornado TERs.	11/9/2004	E-Mail	Lee J, NRC	C-RBH	47
ML043150436	Harvey R B, NRC	Email: Re: Tornado Report	11/9/2004	E-Mail	Ramsdell J V, Battelle Memorial Institute, Pacific Northwest National Lab	C-RBH	18
ML043210053	Ramsdell J V, Battelle Memorial Institute, Pacific Northwest National Lab	Submittal of Tornado Report for North Anna ESP.	11/9/2004	E-Mail, Report, Technical	Harvey R B, NRC	C-RBH Document submitted for scanning contained poor quality page(s) and/or page(s) which appeared to be missing. Document is complete per submitter.	18

Attachment D - Predecisional/Deliberative Process

Accession Number	Author Name/Affiliation:	Title/Description:	Document Date	Document Type	Addressee / Addressee Affiliation	Comment	Page Count
ML043200472	Weiss E W, NRC/NSIR/DPR/EPD	Draft Safety Evaluation Report (DSER) Input For The Exelon Early Site Permit (ESP) Application - Section 13.3, Emergency Planning (TAC No. MC1122).	11/15/2004	Memoranda	Dudes L A, NRC/NRR/DRI P/RNRP	sdb	3
ML043200637	Weiss E W, NRC/NSIR/DPR/EPD	Att. - Draft Safety Evaluation Report (DSER) NSIR/DPR/EPD Exelon Generation Company, LLC - Clinton Early Site Permit (ESP) Application.	11/15/2004	Safety Evaluation Report, Draft	Dudes L A, NRC/NRR/DRI P/RNRP	sdt	68

November 17, 2004

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
EXELON GENERATION COMPANY, LLC.)	Docket No. 52-007-ESP
)	
(Early Site Permit for Clinton ESP Site))	ASLBP No. 04-821-01-ESP
)	

AFFIDAVIT OF NANETTE V. GILLES CONCERNING
MANDATORY DISCLOSURE REQUIREMENT OF 10 C.F.R. § 2.336(d)

I, Nanette V. Gilles, being first duly sworn, do hereby state as follows:

1. I am employed as a Senior Project Manager in the New, Research and Test Reactors Program of the Division of Regulatory Improvement Programs in the Nuclear Regulatory Commission's ("NRC") Office of Nuclear Reactor Regulation. I serve as project manager for the NRC's review of the early site permit application submitted by Exelon Generation Company, LLC, 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 (b) and (d) in the captioned proceeding have been disclosed, and that the disclosures are accurate and complete as of the date of this certification.
3. I hereby certify that the foregoing is true and complete to the best of my knowledge, information and belief.

/RA/

Nanette V. Gilles

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
EXELON GENERATION COMPANY, LLC.)	Docket No. 52-007-ESP
)	
(Early Site Permit for Clinton ESP Site))	ASLBP No. 04-821-01-ESP

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated November 23, 2004, providing notice of the availability of an update to the hearing file, with attachments, together with the affidavit of Nanette V. Gilles, in the captioned proceeding have been served on the following through electronic mail, with copies to follow by deposit in the NRC's internal mail system as indicated by a single asterisk, or through electronic mail, with copies to follow by deposit in the U.S. Mail, first class, as indicated by a double asterisk, this 23rd day of November, 2004:

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/RA/

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