

August 11, 2011

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, 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 has not identified any document for inclusion on the log of documents withheld 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.

Also in accordance with March 30, 2011, Order, the Staff hereby updates its schedule for issuing its review documents prepared in connection with the Application. The schedule stated in the March 30, 2011, Order is no longer viable. The Staff is currently reviewing and updating schedules for both the safety and environmental reviews. Given the current uncertainty regarding resource availability for this application in FY 2012, the Staff believes that it may be two months or more before an updated schedule can be established. When the review schedules are updated, the Staff will promptly inform the Board and parties.

Respectfully submitted,

/Signed (electronically) by/

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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 4 – August 11, 2011**

	Accession Number	Document Date	Title\Description
4-1	ML11195A028	01/21/2011	Turkey Point COL Hearing - Draft RAI 5192 related to SRP Section 09.05.02 Communication Systems for the Turkey Point Units 6 and 7 combined license application.
4-2	ML11195A029	01/26/2011	Turkey Point COL Hearing - Draft RAI 5351 related to SRP Section 09.05.01 - Fire Protection Program for the Turkey Point Units 6 and 7 combined license application.
4-3	ML11186A893	06/20/2011	Proposed Turkey Point, Units 6 and 7 - Response to NRC Environmental Request for Additional Information Letter 1105051 (RAI 5565) Related to Environmental Standard Review Plan Section 8.4. Assessment of Need for Power.
4-4	ML11182B000	06/29/2011	Turkey Point, Units 6 and 7, Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #4, #5, and #6.
4-5	ML11198A016	07/05/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 027 RELATED TO SRP 02.02.03 EVALUATION OF POTENTIAL ACCIDENTS FOR THE TURKEY POINT PLANT UNITS 6 AND 7
4-6	ML11198A017	07/05/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 026 RELATED TO SRP 02.02.03 EVALUATION OF POTENTIAL ACCIDENTS FOR THE TURKEY POINT PLANT UNITS 6 AND 7
4-7	ML11198A018	07/05/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 025 RELATED TO SRP 3.5.1.6 AIRCRAFT HAZARDS FOR THE TURKEY POINT PLANT UNITS 6 AND 7
4-8	ML11198A019	07/05/2011	Turkey Point COL Hearing - Draft RAI 5818 related to SRP Section 02.04.06 - Probable Maximum Tsunami Flooding for the Turkey Point Units 6 and 7 combined license application.
4-9	ML11187A325	07/06/2011	Turkey Point RAI for SER - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 029 RELATED TO SRP 09.02.01 STATION SERVICE WATER SYSTEM FOR THE TURKEY POINT PLANT UNITS 6 AND 7

	Accession Number	Document Date	Title\Description
4-10	ML11198A015	07/06/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 028 RELATED TO SRP 09.02.01 STATION SERVICE WATER SYSTEM FOR THE TURKEY POINT PLANT UNITS 6 AND 7
4-11	ML11192A042	07/07/2011	Turkey Point, Units 6 and 7 - Second Response to NRC Environmental Request for Additional Information Letter 1103093 (RAI 5561) Environmental Standard Review Plan Section 2.2 - Land Use.
4-12	ML11195A164	07/07/2011	Proposed Turkey Point Units 6 and 7, Second Response to NRC Environmental Request for Additional Information Letter 1103101 (RAI 5562) Environmental Standard Review Plan Section 2.4.1 - Terrestrial and Wetlands Ecology.
4-13	ML11198A014	07/07/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 029 RELATED TO SRP 09.02.01 STATION SERVICE WATER SYSTEM FOR THE TURKEY POINT PLANT UNITS 6 AND 7
4-14	ML11200A023	07/07/2011	Turkey Point COL Hearing - Second Response to NRC Environmental Request for Additional Information Letter 1103093 (RAI 5561) Environmental Standard Review Plan Section 2.2 - Land Use
4-15	ML11200A027	07/07/2011	Turkey Point COL Hearing - Second Response to NRC Environmental Request for Additional Information Letter 1103101 (RAI 5562) Environmental Standard Review Plan Section 2.4.1 - Terrestrial and Wetlands Ecology
4-16	ML111881052	07/11/2011	Trip Report - May 24-25, 2011, Site Visit for the Combined License Application at The Turkey Point Nuclear Plant, Units 6 and 7.
4-17	ML11194A007	07/11/2011	Proposed Turkey Point, Units 6 and 7 - Revised Schedule for the Responses to NRC Environmental Request for Additional Information Letter 1104071 (RAI 5588) Environmental Standard Review Plan Section 9.3.1 - Alternative Site Selection Process.
4-18	ML11200A024	07/11/2011	Turkey Point COL Hearing - L-2011-259 Signed 07-11-2011 RAI Ltr 1104071 RAI 5588 Revised Second Third Response Schedules.doc
4-19	ML11195A031	07/13/2011	Turkey Point COL Hearing - Draft RAI 5520 related to SRP Section: 09.04.03 - Auxiliary and Radwaste Area Ventilation System for the Turkey Point Units 6 and 7 combined license application
4-20	ML11195A032	07/13/2011	Turkey Point COL Hearing - Deletion of Draft RAI 5847

	Accession Number	Document Date	Title\Description
4-21	ML11195A033	07/13/2011	Turkey Point COL Hearing - Draft RAI 5889 related to SRP Section: 19 - Probabilistic Risk Assessment and Severe Accident Evaluation for the Turkey Point Units 6 and 7 combined license application.
4-22	ML11198A013	07/13/2011	Turkey Point COL Hearing - Draft RAI 5847 related to SRP Section 19 - Probabilistic Risk Assessment and Severe Accident for the Turkey Point Units 6 and 7 combined license application.
4-23	ML11196A190	07/14/2011	Turkey Point COL Hearing - FW: L-2011-259 Signed 07-11-2011 RAI Ltr 1104071 RAI 5588 Revised Second Third Response Schedules.doc
4-24	ML11199A096	07/14/2011	Proposed Turkey Point Units 6 and 7, Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #7, #8, and #9.
4-25	ML11200A025	07/15/2011	Turkey Point COL Hearing - L-2011-266 - Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #7, #8, and #9
4-26	ML11199A015	07/18/2011	Turkey Point RAI for SER - REQUEST FOR ADDITIONAL INFORMATION LETTER NO 30 RELATED TO SRP SECTION 02..4.06 FOR TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
4-27	ML11200A263	07/18/2011	Proposed Turkey Point Units 6 and 7 - Revised Schedule for Response to NRC COLA Acceptance Review Information Request for Structural Engineering (Section 3.7 and 3.8).
4-28	ML11206B443	07/18/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO 30 RELATED TO SRP SECTION 02.4.06 FOR TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
4-29	ML11201A294	07/20/2011	Turkey Point RAI for SER - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 032 RELATED TO SRP SECTION 19- FOR THE TURKEY POINT NUCLEAR PLANT UNITS 6 & 7 COL
4-30	ML11202A001	07/20/2011	Turkey Point COL Hearing - Withdrawal of Draft RAI 5773-Corps Request for Alternative Transmission Line Route for Chapter 9
4-31	ML11206B439	07/20/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LTR NO. 031 RELATED TO SRP SECTION 12.03 FOR THE TURKEY POINT NUCLEAR PLANT UNITS 6 AND 7 CO

	Accession Number	Document Date	Title\Description
4-32	ML11206B434	07/21/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 032 RELATED TO SRP SECTION 19-FOR THE TURKEY POINT NUCLEAR PLANT UNITS 6 & 7 COL
4-33	ML11207A159	07/22/2011	Proposed Turkey Point Units 6 and 7 - Supplemental Response to NRC Request for Additional Information Letter No. 020 (eRAI 5679) Standard Review Plan Section 13.03 - Emergency Planning.
4-34	ML11212A003	07/26/2011	Turkey Point COL Hearing - Draft RAI 5682 related to SRP Section 14.03.10 - Emergency Planning - ITAAC for the Turkey Point Units 6 and 7 combined license application.
4-35	ML11212A004	07/26/2011	Turkey Point COL Hearing - Draft RAI 5908 related to SRP Section 02.03.01 - Regional Climatology for the Turkey Point Units 6 and 7 combined license application.
4-36	ML11212A005	07/26/2011	Turkey Point COL Hearing - Draft RAI 5681 related to SRP Section 13.03 - Emergency Planning for the Turkey Point Units 6 and 7 combined license application.
4-37	ML112081475	07/27/2011	Letter re: Environmental Request for Additional Information Letter 1107271 Related to ESRP Section 5.2, Water Related Impacts, for the Combined License Application Review for Turkey Point, Units 6 and 7.
4-38	ML11212A001	07/28/2011	Turkey Point COL Hearing - FPL Letter L-2011-285 Dated 07-28-2011 RAI Ltr 2011001 RAI 5770 Response
4-39	ML11212A002	07/28/2011	Turkey Point COL Hearing - Environmental Request for Additional Information Letter 1107271 Related to ESRP Section 5.2, Water Related Impacts, for the Combined License Application Review for Turkey Point, Units 6 and 7
4-40	ML11214A002	07/29/2011	Turkey Point COL Hearing - FPL Letter L-2011-284 Dated 07-29-2011 RAI Ltr 110614 RAI 5763 Rev 2 Response.doc
4-41	ML11214A003	07/29/2011	Turkey Point COL Hearing - FPL Letter L-2011-281 Dated 07-29-2011 RAI Ltr 110614 RAI 5764 Rev 2 Response.doc

August 11, 2011

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 the AP1000 Projects Branch 1 of the Division of New Reactor Licensing in the Nuclear Regulatory Commission's ("NRC") Office of New Reactors. 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, I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. §§ 2.336(d) and 2.1203 in the captioned proceeding have been disclosed and that the disclosures are accurate and complete as of August 1, 2011.

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
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Executed in Rockville, MD
this 11th day of August, 2011

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 copies of the NRC Staff letter dated August 11, 2011, providing notice of the availability of the hearing file and mandatory disclosures made pursuant to 10 C.F.R. § 2.336(d), with attachments, together with the affidavit of Manny Comar, have been served upon the following persons by Electronic Information Exchange this 11th day of August, 2011:

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/Signed (electronically) by/

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Dated at Rockville, Maryland
this 11th day of August, 2011