

September 7, 2011

E. Roy Hawken, 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 the status of its schedule for issuing its review documents prepared in connection with the Application. The Staff is currently reviewing and updating schedules for both the safety and environmental reviews. 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 5 – September 7, 2011**

	Accession Number	Document Date	Title\Description
5-1	ML11228A168	07/12/2011	Fluid Conductivity Temperature Log
5-2	ML11228A166	07/15/2011	Enclosure 1 Florida Power & Light Company Turkey Point Units 6 & 7 Exploratory Well Project-, Permit #0293962-001 -UC Weekly Construction Summary #10 dated July 15, 2011.
5-3	ML11213A050	07/26/2011	Turkey Point, Units 6 & 7, Schedule for Response to NRC Request for Additional Information Letter No. 025 (eRAI 5414) - Standard Review Plan Section 3.5.1.6 Aircraft Hazard.
5-4	ML11213A095	07/28/2011	Turkey Point, Units 6 and 7, Response to NRC Request for Additional Information Letter 2011001 (RAI 5770) EIS 9.4 - System Design Alternatives, Environmental Report Section 9.4.
5-5	ML11214A031	07/29/2011	Turkey Point, Units 6 & 7, Response to NRC Environmental Request for Additional Information Letter 110614 (RAI 5764 Revision 2) Environmental Standard Review Plan Section 3.2.2 - Structures With a Major Environmental Interface.
5-6	ML11214A032	07/29/2011	Proposed Turkey Point, Units 6 and 7, Response to NRC Environmental Request for Additional Information Letter 110614, (RAI 5763 Revision 2) Environmental Standard Review Plan Section 2.3 - Water.
5-7	ML11216A202	08/03/2011	Turkey Point, Units 6 and 7, Response to NRC Request for Additional Information Letter No. 024 (eRAI 5405) Standard Review Plan Section 10.04.05 Circulating Water System.
5-8	ML11216A203	08/03/2011	Turkey Point, Units 6 and 7, Schedule for Response to NRC Request for Additional Information Letter No. 028 (eRAI 5399) - Standard Review Plan Section 09.02.01 Station Service Water System.
5-9	ML11216A218	08/03/2011	Proposed Turkey Point, Units 6 and 7, Schedule for Response to NRC Request for Additional Information Letter No. 029 (eRAI 5491) - Standard Review Plan Section 09.02.01 Station Service Water System.

	Accession Number	Document Date	Title\Decription
5-10	ML11217A223	08/04/2011	Turkey Point, Units 6 & 7, Schedule for Response to NRC Request for Additional Information Letter No. 026 (eRAI 5653) - Standard Review Plan Section 02.02.03 Evaluation of Potential Accidents.
5-11	ML11217A224	08/04/2011	Turkey Point, Units 6 and 7, Response to NRC Request for Additional Information Letter No. 027 (eRAI 5655) Standard Review Plan Section 02.02.03 - Evaluation of Potential Accidents.
5-12	ML11224A303	08/04/2011	Follow-up on Meeting Over Miami-Dade County Radiological Emergency Plan.
5-13	ML11222A017	08/05/2011	St. Lucie, Units 1 & 2 and Turkey Points, Units 3, 4, 6 & 7 - Update of Nuclear Regulatory Commission (NRC) Distribution List for Documents Containing Safeguards (SGI), Official Use Only (OUO), and Routine Information.
5-14	ML11223A056	08/09/2011	Proposed Turkey Point, Units 6 and 7, Second Schedule for Response to NRC Request for Additional Information Letter No. 025 (eRAI 5414) - Standard Review Plan Section 3.5.1.6 Aircraft Hazard.
5-15	ML11228A066	08/12/2011	2011/08/12 Turkey Point COL Hearing - L-2011-307 - Submittal of UIC Exploratory Well Weekly Construction Summaries - #10, #11, #12
5-16	ML11228A165	08/12/2011	Proposed Turkey Point Units 6 and 7, Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #10, #11, and #12.
5-17	ML11227A004	08/15/2011	Turkey Point RAI for SER - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 034 RELATED TO SRP SECTION 02.03..01 FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
5-18	ML11227A063	08/15/2011	Turkey Point RAI for SER - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 35 RELATED TO SRP SECTION 13.03 FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
5-19	ML11244A194	08/15/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 35 RELATED TO SRP SECTION 13.03 FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION
5-20	ML11244A195	08/15/2011	Turkey Point COL Hearing - REQUEST FOR ADDITIONAL INFORMATION LETTER NO. 034 RELATED TO SRP SECTION 02.03.01 FOR THE TURKEY POINT UNITS 6 AND 7 COMBINED LICENSE APPLICATION

	Accession Number	Document Date	Title\Decription
5-21	ML11231A239	08/17/2011	Proposed Turkey Point, Units 6 & 7, Revised Schedule for Responses to NRC Environmental Request for Additional Information Letter 1104121 (RAI 5589) Environmental Standard Review Plan, Section 9.3 - Alternative Sites.
5-22	ML11231A241	08/17/2011	Proposed Turkey Point, Units 6 & 7 - Schedule for Response to NRC Request for Additional Information Letter No. 030 (eRAI 5818) - Standard Review Plan Section 02.04.06 Probable Maximum Tsunami Flooding.
5-23	ML11231A983	08/17/2011	Proposed Turkey Point, Units 6 and 7 - Response to NRC Request for Additional Information Letter No. 028 (eRAI 5399) - Standard Review Plan Section 09.02.01 Station Service Water System.
5-24	ML11234A011	08/17/2011	Proposed Turkey Point, Units 6 & 7, Response to NRC Request for Additional Information Letter No. 029 (eRAI 5491) - Standard Review Plan Section 09.02.01 Station Service Water System.
5-25	ML11241A002	08/17/2011	Turkey Point COL Hearing - FPL Letter L-2011-296 Dated 17AUG11 RAI Ltr 1104121 RAI 5589 Revised Response Schedule
5-26	ML11234A014	08/18/2011	Submittal of Underground Injection Control Exploratory Well Intermediate Casing Setting Depth Recommendation.
5-27	ML11234A015	08/18/2011	Turkey Point Power Plant, Borehole Compensated SONIC with/ Variable Density Log.
5-28	ML11241A001	08/18/2011	Turkey Point COL Hearing - L-2011-320 submittal of the UIC Intermediate Casing Setting Depth Recommendation
5-29	ML11234A266	08/19/2011	Proposed Turkey Point, Units 6 and 7, Response to NRC Request for Additional Information Letter No. 031 (eRAI 5430) Standard Review Plan Section 12.03-12.04 Radiation Protection Design-Features.
5-30	ML11234A268	08/19/2011	Turkey Point, Units 6 and 7, Schedule for Response to NRC Request for Additional Information Letter No. 032 (eRAI 5889) - Standard Review Plan Section 19 Probabilistic Risk Assessment and Severe Accident Evaluation.
5-31	ML11238A048	08/24/2011	Proposed Turkey Point Units 6 & 7, Response to NRC Request for Additional Information Letter No. 025 (eRAI 5414) - Standard Review Plan Section 3.5.1.6 Aircraft Hazard.

	Accession Number	Document Date	Title\Description
5-32	ML11238A052	08/24/2011	Turkey Point, Units 6 and 7, Response to NRC Request for Additional Information Letter No. 026 (eRAI 5653) Standard Review Plan Section 02.02.03 - Evaluation of Potential Accidents.
5-33	ML112360228	08/26/2011	Notice of Forthcoming Meeting with AP1000 Design-Centered Working Group (DCWG) to Discuss Piping Systems Design Acceptance Criteria (DAC).
5-34	ML11242A189	08/29/2011	Turkey Point, Units 6 & 7, Revision to the Response to NRC Request for Additional Information Letter No. 022 (eRAI 5403) - Standard Review Plan Section 09.02.02 Reactor Auxiliary Cooling Water System.
5-35	ML11242A190	08/29/2011	Proposed Turkey Point, Units 6 and 7, Response to NRC Request for Additional Information Letter No. 033 (eRAI 5682) Standard Review Plan Section 14.03.10 Emergency Planning - Inspections, Tests, Analyses, and Acceptance Criteria.
5-36	ML11243A001	08/30/2011	Turkey Point COL Hearing - L-2011-333 Dated August 30, 2011: Response to NRC Environmental Request for Additional Information Letter 110614 (RAI 5763 Revision 2) Environmental Standard Review Plan Section 2.3 - Water
5-37	ML11243A165	08/30/2011	Turkey Point, Units 6 & 7, Response to NRC Environmental Request for Additional Information Letter 110614 (RAI 5763 Revision 2) Environmental Standard Review Plan Section 2.3 - Water
5-38	ML11243A259	08/30/2011	Turkey Point COL Hearing - FW: L-2011-340 RAI Ltr 22 eRAI 5403 Response_rev 1
5-39	ML11243A258	08/31/2011	Turkey Point COL Hearing - FW: New NRC evacuation ruling -will affect Turkey Point
5-40	ML11244A001	08/31/2011	Turkey Point COL Hearing - L-2011-353 - Submittal of UIC Exploratory Well Weekly Construction Summaries - #13, #14, #15

September 7, 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 September 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
Senior Project Manager, AP1000 Projects Branch 1
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Executed in Rockville, MD
this 7th day of September, 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 September 7, 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 7th day of September, 2011:

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/Signed (electronically) by/

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Dated at Rockville, Maryland
this 7th day of September, 2011