

February 15, 2012

Administrative Judge, Chairman
Michael M. Gibson
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Administrative Judge
Dr. Anthony J. Baratta
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Administrative Judge
Dr. Mark O. Barnett
Atomic Safety and Licensing Board Panel
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

In the Matter of
EXELON NUCLEAR TEXAS HOLDINGS, LLC
(Victoria County Station Site)
Docket No. 52-042

Dear Administrative Judges:

Pursuant to the Board's Scheduling Order dated August 10, 2011, the Staff herein provides to the Board and the parties as an enclosure to this letter an index identifying additions to the Hearing File, as required to be disclosed by the Staff in accordance with 10 C.F.R. § 2.336(d). The index contains the ADAMS accession number, date, and title of each enumerated 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 indexed documents to the folder in the agency's Electronic Hearing Docket ("EHD") associated with this proceeding, entitled "Victoria Stn Hearing File." Also attached, as required by 10 C.F.R. § 2.336(c), is the Affidavit of Michael Eudy.

In accordance with the Licensing Board's August 10, 2011 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 producing privilege logs at this time. However, in accordance with the August 10 Order, the Staff shall produce a log of documents withheld as containing proprietary, security-related, or safeguards 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, security-related, or safeguards information. As directed by the Licensing Board, the Staff shall preserve and maintain all privileged documents during the pendency of this proceeding.

Respectfully submitted,

/Signed (electronically) by/

Sarah W. Price
Counsel for NRC Staff
U.S. Nuclear Regulatory Commission
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Enclosures: Attachment 1: Hearing File Index
Attachment 2: Affidavit of Michael Eudy

Attachment 1**Victoria County Station ESP Hearing File and Mandatory Disclosures
Hearing File Index
Update 7 –February 15, 2012**

	Accession Number	Document Date	Title\Description
7-1	ML120180089	12/21/2011	Texas Historical Commission Response To Notification & Request For Consultation Letter Dated 11/08/201 & To A Meeting Held on 12/09/2011 With Staff Regarding Victoria County Station Early Site Permit Application.
7-2	ML12041A569	01/04/2012	2012/01/04 Victoria ESP - RE: Jurisdictional determination for Victoria site
7-3	ML12040A230	01/09/2012	2012/01/09 Victoria ESP - FW: NRC Schedule Letter
7-4	ML12040A231	01/09/2012	2012/01/09 Victoria ESP - FW: RAI Letter No. 14 Status
7-5	ML12040A232	01/09/2012	2012/01/09 Victoria ESP - FW: VCS ESP Application, Rev. 1 Submittal
7-6	ML12018A396	01/18/2012	2012/01/18 Victoria ESP - FW: Site Audit
7-7	ML12041A561	01/19/2012	2012/01/19 Victoria ESP - FW: ER audit information
7-8	ML12041A417	01/19/2012	2012/01/19 Victoria ESP - FW: Reading room access
7-9	ML12041A419	01/19/2012	2012/01/19 Victoria ESP - FW: TX mixing zone regulation
7-10	ML12041A415	01/19/2012	2012/01/19 Victoria ESP - FW: Victoria College facilities map
7-11	ML12040A227	01/20/2012	2012/01/20 Victoria ESP - Draft RAI Section 2.2.3
7-12	ML12041A413	01/20/2012	2012/01/20 Victoria ESP - FW: Exelon - VCS Requested Reference
7-13	ML12041A410	01/23/2012	2012/01/23 Victoria ESP - FW: ER audit follow up - cultural resources information
7-14	ML12041A406	01/23/2012	2012/01/23 Victoria ESP - FW: Follow up regarding TIFF files
7-15	ML12040A223	01/30/2012	2012/01/30 Victoria ESP - FW: Exelon VCS ESP (Docket #05200042) FY1Q12 Estimate
7-16	ML12040A224	01/30/2012	2012/01/30 Victoria ESP - RE: VCS ESP Application Revision 1 Submittal Format
7-17	ML12041A280	02/01/2012	2012/02/01 Victoria ESP - FW: Materials available in Warrenville

	Accession Number	Document Date	Title\Description
7-18	ML12041A396	02/01/2012	2012/02/01 Victoria ESP - FW: Paradise Ranch
7-19	ML12040A221	02/01/2012	2012/02/01 Victoria ESP - RE: Draft RAI No. 6231 Clarification Call Followup
7-20	ML12041A278	02/03/2012	2012/02/03 Victoria ESP - FW: Items uploaded to VCS Reading Room
7-21	ML12041A276	02/07/2012	2012/02/07 Victoria ESP - FW: Texas Historical Commission and Standing VCS ESP Environmental Call
7-22	ML12041A259	02/08/2012	2012/02/08 Victoria ESP - FW: Attwaters SHA and BO
7-23	ML12041A245	02/08/2012	2012/02/08 Victoria ESP - FW: Exelon VCS - Requested
7-24	ML12041A267	02/08/2012	2012/02/08 Victoria ESP - FW: most recent BO involving WC
7-25	ML12041A272	02/08/2012	2012/02/08 Victoria ESP - FW: Suggested audit agenda changes
7-26	ML12041A242	02/08/2012	2012/02/08 Victoria ESP - FW: Tour/Upcoming visit to Paradise Ranch with NRC Staff members
7-27	ML12041A274	02/08/2012	2012/02/08 Victoria ESP - FW: Victoria Site Audit Schedule
7-28	ML12040A380	02/09/2012	2012/02/09 Victoria ESP - FW: Victoria County 2009 HMCFS
7-29	ML12040A382	02/09/2012	2012/02/09 Victoria ESP - FW:

February 15, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)
)
)
EXELON TEXAS NUCLEAR HOLDINGS, LLC) Docket No. 52-042
)
(Victoria County Station Site))

AFFIDAVIT OF MICHAEL EUDY CONCERNING
MANDATORY DISCLOSURE REQUIREMENTS OF 10 C.F.R. §§ 2.336(b) and 2.1203

I, Michael Eudy, do hereby state as follows:

1. I am employed as a Project Manager in the Licensing Branch 3 of the Division of New Reactor Licensing in the Nuclear Regulatory Commission's ("NRC") Office of New Reactors. I serve as project manager for the NRC's review of the Early Site Permit application submitted by Exelon Texas Nuclear Holdings, LLC, at issue in this proceeding.

2. Pursuant to the regulations, I hereby certify that all relevant materials required to be disclosed pursuant to 10 C.F.R. § 2.336(d) in the captioned proceeding have been disclosed and that the disclosures are accurate and complete as of February 1, 2012.

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)

Michael Eudy
Project Manager, Licensing Branch 3
Division of New Reactor Licensing
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Mail Stop T6-D38M
Washington, DC 20555-0001
(301) 415-3104
Michael.Eudy@nrc.gov

Executed in Rockville, MD
this the 15th day of February, 2012

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	
)	
)	
EXELON TEXAS NUCLEAR HOLDINGS, LLC)	Docket No. 52-042
)	
(Victoria County Station Site))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the NRC Staff letter dated February 15, 2012, 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 Michael Eudy, have been served upon the following persons by Electronic Information Exchange this 15th day of February, 2012:

Administrative Judge, Chairman Michael M. Gibson Atomic Safety and Licensing Board Panel Mail Stop – T-3 F23 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: Michael.Gibson@nrc.gov	Office of Commission Appellate Adjudication Mail Stop O-16C1 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: OCAEmail@nrc.gov
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Administrative Judge Dr. Anthony J. Baratta Atomic Safety and Licensing Board Panel Mail Stop – T-3 F23 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: Anthony.Baratta@nrc.gov	Office of the Secretary ATTN: Docketing and Service Mail Stop: O-16C1 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: HEARINGDOCKET@nrc.gov
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Administrative Judge Dr. Mark O. Barnett Atomic Safety and Licensing Board Panel Mail Stop – T-3 F23 U.S. Nuclear Regulatory Commission Washington, D.C. 20555-0001 E-mail: Mark.Barnett@nrc.gov	Counsel for Texans for a Sound Energy Policy (TSEP) Blackburn Carter 4709 Austin Street Houston, Texas 77004 James B. Blackburn, Jr., Esq. Charles Irvine, Esq. E-mail: jbblaw@blackburncarter.com E-mail: charles@blackburncarter.com
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/Signed (electronically) by/

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Dated at Rockville, Maryland
this 15th day of February, 2012