

March 9, 2012

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 identified no documents 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 the 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 schedule has not changed since the last hearing file update. As indicated in the Staff letter to the Licensing Board dated November 3, 2011, the current schedule provides for completion of the advanced safety evaluation report (SER) with no open items in January 2013, completion of the final SER in November 2013, completion of the draft Environmental Impact Statement (EIS) in February 2013, and completion of the final EIS in February 2014.

Respectfully submitted,

/Signed (electronically) by/

Robert M. Weisman
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, D.C. 20555-0001
(301) 415-1696
(301) 415-3725 fax
Robert.Weisman@nrc.gov

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 11 – March 9, 2012**

	Accession Number	Document Date	Title\Description
11-1	ML11362A174	12/16/2011	FPL - Turkey Point Units 6 & 7 COLA (Emergency Plan) - Part 5 Emergency Plan
11-2	ML120300285	01/27/2012	Enclosure 4: Turkey Point COLA, Radiological Emergency Preparedness Plan, Monroe County, Florida, (Redated Version).
11-3	ML12031A259	01/27/2012	Turkey Point COL Hearing - RAI Letter 50 Related to Quality Assurance during the Design and Construction Phases for Turkey Point Units 6 and 7 COL Application
11-4	ML12031A261	01/27/2012	Turkey Point COL Hearing - RAI Letter 49 Related to Fitness for Duty for Turkey Point Units 6 and 7 COL Application
11-5	ML12031A264	01/27/2012	Turkey Point COL Hearing - RAI Letter 48 Related to Containment Heat Removal Systems for Turkey Point Units 6 and 7 COL Application
11-6	ML120461014	02/13/2012	Proposed Turkey Point, Units 6 and 7, Submittal of Underground Injection Control Exploratory Well Weekly Construction Summaries - #37, #38, and #39.
11-7	ML12048A235	02/15/2012	Proposed Turkey Point Units 6 and 7 - Supplemental Response Schedule for NRC Request for Additional Information Letter No. 042 (eRAI 5997) Standard Review Plan Section 13.03 - Emergency Planning.
11-8	ML12053A347	02/21/2012	Turkey Point, Units 6 & 7, Response to NRC Request for Additional Information Letter No. 049 (eRAI 6279), Standard Review Plan Section 13.7 - Fitness for Duty (Future SRP Section).
11-9	ML120530658	02/23/2012	03/06/2012 - Notice of Forthcoming Meeting To Discuss Geology, Stratigraphy, and Tectonics Related Issues To Turkey Point Units 6 and 7 COL Application.
11-10	ML12060A101	02/27/2012	Proposed Turkey Point Units 6 and 7 - Response to NRC Request for Additional Information Letter No. 048 (eRAI 6258) - Standard Review Plan Section 6.2.2 - Containment Heat Removal Systems.

	Accession Number	Document Date	Title\Description
11-11	ML12060A102	02/27/2012	Proposed Turkey Point Units 6 and 7 - Response to NRC Request for Additional Information Letter No. 050 (eRAI 6297 Revision 3) - Standard Review Plan Section 17.01 - Quality Assurance During the Design and Construction Phases.
11-12	ML12066A283	03/02/2012	Turkey Point COL Hearing - List of SME s participating on March 6, 2012

March 9, 2012

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 Licensing Branch 4 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 March 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)

Manny Comar
Senior Project Manager, Licensing Branch 4
Division of New Reactor Licensing
U.S. Nuclear Regulatory Commission
Mail Stop T-6 D-23
Washington, DC 20555-0001
(301) 415-3863
Manny.Comar@nrc.gov

Executed in Rockville, MD
this 9th day of March, 2012

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 March 9, 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 Manny Comar, have been served upon the following persons by Electronic Information Exchange this 9th day of March, 2012:

Administrative Judge, Chairman	Office of Commission Appellate
E. Roy Hawkens	Adjudication
Atomic Safety and Licensing Board Panel	Mail Stop O-16C1
Mail Stop – T-3 F23	U.S. Nuclear Regulatory Commission
U.S. Nuclear Regulatory Commission	Washington, D.C. 20555-0001
Washington, D.C. 20555-0001	E-mail: OCAEmail@nrc.gov
E-mail: Roy.Hawkens@nrc.gov	

Administrative Judge	Office of the Secretary
Dr. Michael F. Kennedy	ATTN: Docketing and Service
Atomic Safety and Licensing Board Panel	Mail Stop: O-16C1
Mail Stop – T-3 F23	U.S. Nuclear Regulatory Commission
U.S. Nuclear Regulatory Commission	Washington, D.C. 20555-0001
Washington, D.C. 20555-0001	E-mail: HEARINGDOCKET@nrc.gov
E-mail: Michael.Kennedy@nrc.gov	

Administrative Judge	William C. Garner
Dr. William C. Burnett	Gregory T. Stewart
Atomic Safety and Licensing Board Panel	Nabors, Giblin & Nickerson, P.A.
Mail Stop – T-3 F23	1500 Mahan Dr., Suite 200
U.S. Nuclear Regulatory Commission	Tallahassee, FL 32308
Washington, D.C. 20555-0001	Email: bgarner@ngnlaw.com;
E-mail: William.Burnett2@nrc.gov	gstewart@ngnlaw.com

Lawrence D. Sanders
Mindy Goldstein
Turner Environmental Law Clinic
Emory University School of Law
1301 Clifton Rd.
Atlanta, GA 30322
Email: Lawrence.Sanders@emory.edu;
magolds@emory.edu

Richard Grosso
Everglades Law Center, Inc.
3305 College Ave.
Ft. Lauderdale, FL 33314
Email: Richard@evergladeslaw.org

Mitchell S. Ross
James M. Petro, Jr.
Counsel for the Applicant
Florida Power & Light Co.
Mail Stop LAW/JB
700 Universe Blvd.
Juno Beach, FL 33408
E-mail: Mitch.Ross@fpl.com
james.petro@fpl.com

John H. O'Neill, Jr.
Matias F. Travieso-Diaz
Stefanie Nelson George
Kimberly A. Harshaw
Counsel for the Applicant
Pillsbury Winthrop Shaw Pittman LLP
2300 N Street, NW
Washington, DC 20037-1128
E-mail: John.O'Neill@pillsburylaw.com;
Matias.Travieso-Diaz@pillsburylaw.com;
Stefanie.George@pillsburylaw.com
Kimberly.Harshaw@pillsburylaw.com

Steven C. Hamrick
Counsel for the Applicant
Florida Power & Light Co.
801 Pennsylvania Ave., Ste. 220
Washington, D.C. 20004
Email: Steven.Hamrick@fpl.com

Barry White
Citizens Allied for Safe Energy
10001 S.W. 129th Terr.
Miami, FL 33176
Email: bwtamia@bellsouth.net

/Signed (electronically) by/

Robert M. Weisman
Counsel for the NRC Staff
U.S. Nuclear Regulatory Commission
Mail Stop O-15 D21
Washington, D.C. 20555-0001
(301) 415-1696
(301) 415-3725 fax
Robert.Weisman@nrc.gov

Dated at Rockville, Maryland
this 9th day of March, 2012