



Tennessee Valley Authority, 400 West Summit Hill Drive, Knoxville, Tennessee 37902-1401

May 15, 2013

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1726 M Street NW, Suite 600
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Mr. David Roth
Office of the General Counsel
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

RE: Fortieth Update to Disclosures Pursuant to 10 CFR § 2.336; Tennessee Valley Authority
(Watts Bar Nuclear Plant, Unit 2), Docket No. 50-391-OL

Pursuant to 10 CFR § 2.336 and the agreement among the parties regarding mandatory discovery disclosures dated December 1, 2009, the Tennessee Valley Authority (TVA) is providing the fortieth update to its mandatory disclosures with respect to Intervenor's Contention 7, as admitted by the Board on November 19, 2009 (LBP-09-26). TVA performed a search for documents relevant to the remaining admitted contention, but as of May 15, 2013, did not identify any new documents. Additionally, TVA did not identify any other changes from the thirty-ninth update dated April 15, 2013.

Sincerely,

Signed (electronically) by

/s/ Scott A. Vance

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**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
BEFORE THE ATOMIC SAFETY AND LICENSING BOARD**

In the Matter of)

TENNESSEE VALLEY AUTHORITY)

(Watts Bar Nuclear Plant, Unit 2))

Docket No. 50-391

May 15, 2013

CERTIFICATE OF SERVICE

I hereby certify that copies of the “Fortieth Update to Disclosures Pursuant to 10 CFR § 2.336; *Tennessee Valley Authority* (Watts Bar Nuclear Plant, Unit 2), Docket No. 50-391-OL” has been served on the following persons this 15th day of May, 2013, by Electronic Information Exchange:

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