

February 7, 2017

Docket Nos.: 52-025
52-026

ND-16-2826
10 CFR 52.97(c)

U. S. Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, D. C. 20555-0001

Ms. Vonna Ordaz
Director, Office of New Reactors
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Vogtle Electric Generating Plant – Units 3 and 4
Combined License (COL) Operational Programs and
Other License Conditions Implementation Schedule

Ladies and Gentlemen:

The U.S. Nuclear Regulatory Commission (NRC) issued Combined Licenses (COLs) NPF-91 and NPF-92 to Southern Nuclear Operating Company (SNC) pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR) Section 52.97, "Issuance of combined licenses," on February 10, 2012.

Two license conditions require SNC to submit, no later than twelve months after issuance of the COL, the following:

- A schedule for implementation of the operational programs listed in the Final Safety Analysis Report Table 13.4-201, including the associated estimated date for initial loading of fuel (COL section 2.D.(11))
- A schedule for implementation of the license conditions listed in COL section 2.D.(12)(f)1-9

In accordance with the license conditions, the schedule shall be updated every six months until twelve months before scheduled fuel loading, and every month thereafter until each license condition has been fully implemented.

Enclosure 3 contains the updated schedule for SNC's implementation of operational programs and license conditions to support fuel load dates, which were selected by SNC to drive timely program implementation. This information is current as of January 18, 2017. As is typical with a construction project, the schedule information is dynamic in nature.

SNC's COL Operational Programs and Other License Conditions Implementation Schedule contains confidential commercial information. Pursuant to 10 CFR 2.390, SNC requests that the specified information be withheld from public disclosure. In support of this request for withholding, SNC has attached to this letter the following documents:

Enclosure 1 contains an Affidavit for withholding executed by SNC and prepared in accordance with 10 CFR 2.390, which specifies the confidential commercial information sought to be withheld and the basis on which the information may be withheld.

Enclosure 2 contains the public, redacted version of SNC's COL Operational Programs and Other License Conditions Implementation Schedule.

Enclosure 3 contains the non-public, non-redacted version of SNC's COL Operational Programs and Other License Conditions Implementation Schedule.

Enclosure 4 contains the public, redacted version of SNC's Pre-Operational Test Procedure Completion Schedule.

Enclosure 5 contains the non-public, non-redacted version of SNC's Pre-Operational Test Procedure Completion Schedule.

Enclosure 6 contains a Confidential Commercial Information Notice.

Portions of Enclosures 3 and 5 are also considered proprietary (i.e., a trade secret) to Westinghouse Electric Company, LLC (Westinghouse) and was determined to be treated as such by the NRC in its letter to Westinghouse dated August 12, 2009 (ADAMS ML092240522).

Therefore, SNC requests that Enclosure 3, SNC's COL Operational Programs and Other License Conditions Implementation Schedule containing confidential commercial and proprietary information, and Enclosure 5, SNC's Pre-Operational Test Procedure Completion Schedule, be withheld from public disclosure under 10 CFR 2.390. The redacted version of SNC's COL Operational Programs and Other License Conditions Implementation Schedule in Enclosure 2 and SNC's Pre-Operational Test Procedure Completion Schedule in Enclosure 4 are suitable for public disclosure.

This letter contains no regulatory commitments.

If you have any questions, please contact Michael Yox at (706) 848-6459.

(Oath and Affirmation are provided on the following page.)

Mrs. Karen D. Fili states that: she is the Site Vice President of Vogtle 3 & 4 of Southern Nuclear Operating Company; she is authorized to execute this oath on behalf of Southern Nuclear Operating Company; and to the best of her knowledge and belief, the facts set forth in this letter are true.

Respectfully submitted,

SOUTHERN NUCLEAR OPERATING COMPANY



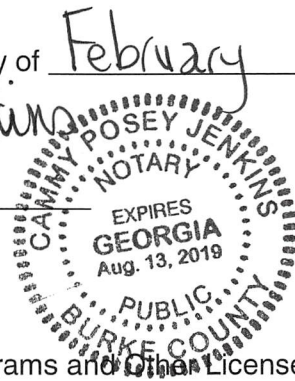
Karen D. Fili
Site Vice President

KDF/BED/amm

Sworn to and subscribed before me this 7th day of February, 2017

Notary Public: Cammy Posey Jenkins

My commission expires: 8/13/19



Enclosures

1. Affidavit for Withholding
2. Redacted COL Operational Programs and Other License Conditions Implementation Schedule
3. Non-Redacted COL Operational Programs and Other License Conditions Implementation Schedule **{Withhold from Public Disclosure}**
4. Redacted Pre-Operational Test Procedure Completion Schedule
5. Non-Redacted Pre-Operational Test Procedure Completion Schedule **{Withhold from Public Disclosure}**
6. Confidential Commercial Information Notice

cc:

Southern Nuclear Operating Company / Georgia Power Company

Mr. S. E. Kuczynski (w/o enclosures)
Mr. M. D. Rauckhorst
Mr. D. G. Bost (w/o enclosures)
Mr. M. D. Meier (w/o enclosures)
Mr. D. H. Jones (w/o enclosures)
Ms. K. D. Fili
Mr. D. L. McKinney (w/o enclosures)
Mr. T.W. Yelverton (w/o enclosures)
Mr. B. H. Whitley
Mr. C. R. Pierce
Ms. A. G. Aughtman
Mr. D. L. Fulton
Mr. M. J. Yox
Mr. J. G. Austin
Ms. A. L. Pugh
Mr. E. W. Rasmussen
Mr. T. R. Takats
Mr. W. A. Sparkman
Mr. J. P. Redd
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Ms. A. C. Chamberlain
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Nuclear Regulatory Commission

Ms. C. Haney (w/o enclosures)
Ms. L. A. Dudes (w/o enclosures)
Mr. W. B. Jones (w/o enclosures)
Mr. P. B. Kallan (w/o enclosures)
Mr. T. C. Brimfield (w/o enclosures)
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Ms. A. E. Rivera-Varona
Mr. C. P. Patel
Ms. D. L. McGovern
Mr. B. M. Bovol
Ms. M. A. Sutton
Mr. M. E. Ernstes
Mr. G. J. Khouri
Mr. J. D. Fuller
Mr. T. E. Chandler
Ms. J. L. Dixon-Herrity
Ms. C. D. Taylor

Oglethorpe Power Corporation

Mr. M. W. Price (w/o enclosures 3&5)
Mr. K. T. Haynes (w/o enclosures 3&5)

Municipal Electric Authority of Georgia

Mr. J. E. Fuller (w/o enclosures 3&5)

Mr. S. M. Jackson (w/o enclosures 3&5)

Dalton Utilities

Mr. D. Cope (w/o enclosures 3&5)

Westinghouse Electric Company, LLC

Mr. Mr. G. Koucheravy (w/o enclosures)

Mr. C. D. Churchman

Mr. L. Woodcock

Mr. A. F. Dohse

Mr. L. Woodcock

Mr. P. A. Russ

Mr. L. Clyde

Mr. C. A. Castell

Ms. K. Chesko

Mr. J. Hopkins

Mr. D. Hawkins

Other

Dr. W. R. Jacobs, Jr., Ph.D., GDS Associates, Inc. (w/o enclosures 3&5)

Mr. S. Roetger, Georgia Public Service Commission (w/o enclosures 3&5)

Ms. S. W. Kernizan, Georgia Public Service Commission (w/o enclosures 3&5)

Mr. K. C. Greene, Troutman Sanders (w/o enclosures 3&5)

Mr. S. Blanton, Balch Bingham

Southern Nuclear Operating Company

ND-16-2826

Enclosure 1

Affidavit for Withholding

Prepared in Accordance with 10 CFR 2.390

for Southern Nuclear Operating Company

(This Enclosure consists of 3 pages, including this cover page)

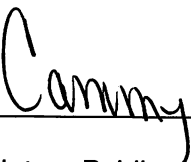
AFFIDAVIT

Before me, the undersigned authority, personally appeared Karen D. Fili who, being by me duly sworn according to law, deposes and says that she is authorized to execute this Affidavit on behalf of Southern Nuclear Operating Company, and that the statements of fact set forth in this Affidavit are true and correct to the best of her knowledge, information, and belief:

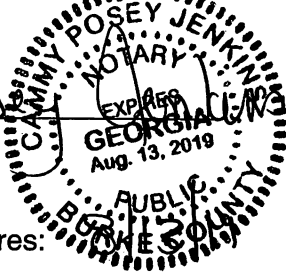


Karen D. Fili

SWORN and SUBSCRIBED to before me on this the 7th day of February, 2017 in Burke County, Georgia.


Notary Public

My Commission Expires:



STATES THE AFFIANT:

1. My name is Karen D. Fili, and I am over the age of 18. My office is located in Burke County, Georgia. I am employed by Southern Nuclear Operating Company ("SNC") as Site Vice President of Vogtle 3&4. I am authorized to make this affidavit on behalf of SNC.

2. I have personal knowledge of the criteria and procedures used by SNC to designate information as a trade secret, privileged or as confidential commercial or financial information.

3. In accordance with 10 C.F.R. 2.390, I am making this Affidavit to support SNC's request for withholding, contained in the letter accompanying this Affidavit. The specific information to be withheld is contained on pages 1 – 7 of Enclosure 3 (SNC's COL Operational Programs and Other License Conditions Implementation Schedule) and pages 1 – 13 of enclosure 5 (PreOperational Test Procedure Completion Schedule).

4. The information is sought to be withheld under 10 C.F.R. 2.390(a)(4), as it is confidential commercial information. In support of this request for withholding and pursuant to 10 C.F.R. 2.390(b)(4), I state the following:

- i. SNC has held the information in confidence.
- ii. This information is of a type customarily held in confidence by SNC.
- iii. This information is being transmitted to the NRC in confidence.
- iv. This information is not available in public sources.
- v. The public disclosure of the information sought to be withheld is likely to cause substantial harm to SNC's competitive position. The information sought to be withheld contains aspects of SNC's development plans, the release of which will likely cause harm by allowing other entities to gain a competitive advantage through prior knowledge of SNC's construction and procurement plans.

FURTHER AFFIANT SAITH NOT.