

January 17, 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
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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 6 – January 17, 2012**

	Accession Number	Document Date	Title\Description
6-1	ML12014A037	12/05/2011	2011/12/05 Victoria ESP - RE: NRC Schedule Letter
6-2	ML12014A038	12/05/2011	2011/12/05 Victoria ESP - RE: NRC Schedule Letter
6-3	ML11349A182	12/08/2011	2011/12/08 Victoria ESP - FW: Contact Information
6-4	ML11349A195	12/08/2011	2011/12/08 Victoria ESP - FW: Supplemental Alt. Site Audit Agendas
6-5	ML11350A026	12/13/2011	2011/12/13 Victoria ESP - FW: Food arrangements for VCS ER audit in January 2012
6-6	ML11350A022	12/13/2011	2011/12/13 Victoria ESP - RE: Victoria Site Audit Schedule
6-7	ML11350A024	12/13/2011	2011/12/13 Victoria ESP - Victoria Site Audit Schedule
6-8	ML12014A036	12/14/2011	2011/12/14 Victoria ESP - Victoria ESP RAI Letter #14
6-9	ML12014A035	12/15/2011	2011/12/15 Victoria ESP - FW: ER audit travel
6-10	ML12014A034	12/15/2011	2011/12/15 Victoria ESP - RE: ER audit travel
6-11	ML12014A031	12/16/2011	2011/12/16 Victoria ESP - Food arrangements for VCS ER audit in January 2012
6-12	ML12014A032	12/16/2011	2011/12/16 Victoria ESP - FW: News Release: ERCOT 10-year outlook indicates need for additional generation
6-13	ML12014A029	12/19/2011	2011/12/19 Victoria ESP - FW: New files uploaded to the VCS Reading Room
6-14	ML12014A030	12/19/2011	2011/12/19 Victoria ESP - FW: New items posted to VCS reading room
6-15	ML12014A028	12/21/2011	2011/12/21 Victoria ESP - Victoria Information Needs
6-16	ML12014A027	12/22/2011	2011/12/22 Victoria ESP - RE: Victoria Information Needs
6-17	ML12014A026	12/28/2011	2011/12/28 Victoria ESP - RE: Victoria Site Audit Schedule
6-18	ML12013A357	12/30/2011	2011/12/30 Victoria ESP - FW: Site Audit

	Accession Number	Document Date	Title\Description
6-19	ML12014A039	01/11/2012	2012/01/11 Victoria ESP - FW: VCS ER Reading Room Table of Contents
6-20	ML113420475	12/13/2011	Request For Additional Information Letter No. 14 (SRP Section: 02.05.01 - Basic Geologic And Seismic Information) Related To The Victoria County Station Early Site Permit Application.

January 17, 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 January 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
U.S. Nuclear Regulatory Commission
Mail Stop T6-D38M
Washington, DC 20555-0001
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Executed in Rockville, MD
this the 17th day of January, 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 January 17, 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 17th day of January, 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 17th day of January, 2012