



C. S. Hinnant  
Senior Vice President and  
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67 FR 15257  
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Mr. Michael T. Lesar  
Chief, Rules and Directives Branch,  
Division of Administrative Services,  
Office of Administration  
U.S. Nuclear Regulatory Commission  
Mail Stop T-6D59  
Washington DC 20555-0001

**Subject: Comments on the Draft Yucca Mountain Review Plan – NUREG 1804, Revision 2  
(67 Fed. Reg. 15,257 - March 29, 2002)**

Dear Mr. Lesar:

CP&L and Florida Power, subsidiaries of Progress Energy, have participated in an industry effort with NEI to review the subject document. We endorse the NEI comments transmitted by their letter dated August 5, 2002.

In addition, we provide the following comments for your consideration:

- The step-wise licensing concept should be emphasized throughout the review plan. 10 CFR Part 63 provides for a step-wise approach, recognizing the long time between the license to receive and possess and the license amendment to close the repository. The review plan should be written such that it provides flexibility to both the licensee (DOE), and the NRC, in selecting the methods for demonstrating compliance with the regulatory requirements, because of evolving scientific and regulatory information.
- The distinction between licensing review and inspection activities should be highlighted within each section of the review plan.
- The step-wise concept should be applied to the content and level of detail of the Quality Assurance Program Description required for the different phases of the repository.

We applaud NRC's decision to move forward with a Yucca Mountain Review Plan and we encourage the NRC to incorporate NEI's comments and finalize this review plan as soon as possible.

Sincerely,

*C. S. Hinnant*

CMI

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