

August 29, 2002

Mr. Scotty Hinnant, Chief Nuclear Officer  
Carolina Power & Light Company  
411 S. Wilmington St.  
PEB 13  
Raleigh, NC 27601

SUBJECT: PROPOSED DIRECTOR'S DECISION ON 2.206 PETITION REGARDING  
REQUEST TO HALT RAIL SHIPMENTS OF SPENT NUCLEAR FUEL MADE BY  
CAROLINA POWER & LIGHT COMPANY (CP&L)

Dear Mr. Hinnant:

By letter dated November 5, 2001, and supplemented on February 12, 2002, Jim Warren of NC WARN submitted a petition pursuant to 10 CFR 2.206 of the U.S. Nuclear Regulatory Commission's (NRC's) regulations with respect to halting rail shipments of spent nuclear fuel by CP&L to the Shearon Harris Nuclear Plant due to terrorist threat. The petition has been reviewed by the NRC staff and the staff's proposed director's decision on the petition is enclosed. I request that you provide comments to me on any portions of the decision that you believe involve errors or any issues in the petition that you believe have not been fully addressed. The staff is making a similar request of the petitioner. The staff will then review any comments provided by you and the petitioner and will consider them in the final version of the director's decision with no further opportunity to comment.

Please provide your comments within 30 days from the date of this letter.

Sincerely,  
**/RA/**  
E. William Brach, Director  
Spent Fuel Project Office  
Office of Nuclear Material Safety  
and Safeguards

Docket Nos: TBD

Enclosure: Proposed Director's Decision

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\*see previous concurrence

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