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

DOCKETED 05/18/04
SERVED 05/18/04

Before Administrative Judges:

Ann Marshall Young, Chair
Anthony J. Baratta
Thomas S. Elleman

In the Matter of

DUKE ENERGY CORPORATION

(Catawba Nuclear Station, Units 1 and 2)

Docket No's. 50-413-OLA, 50-414-OLA

ASLBP No. 03-815-03-OLA

May 18, 2004

ADDENDUM NUMBER 1

to

Protective Order Governing Duke Energy Corporation's
Non-Disclosure Of Proprietary Information (April 8, 2004)

Paragraph 4 of the form of the Confidentiality and Non-Disclosure Agreement attached to the Protective Order Governing Non-Disclosure of Proprietary Information (April 8, 2004) is amended to read as follows:

4. BREDL agrees that any threatened or existing violation of this Agreement would cause Duke, Duke's contractors, Duke Cogema Stone & Webster ("DCS"), and/or DCS's contractors irreparable harm for which Duke, Duke's contractors, DCS and/or DCS's contractors would not have an adequate remedy at law, and that Duke, Duke's contractors, DCS and/or DCS's contractors shall be entitled to seek immediate injunctive relief prohibiting such violation in addition to any other rights or remedies. If a party is liable to the other on account of this Agreement, the measure of damages shall include any amount for indirect, incidental, consequential, or punitive damages and/or lost profits.

It is so ORDERED.

FOR THE ATOMIC SAFETY
AND LICENSING BOARD

/RA/

Ann Marshall Young
ADMINISTRATIVE JUDGE

Rockville, Maryland
May 18, 2004¹

¹Copies of this Memorandum and Order were sent this date by Internet e-mail or facsimile transmission, if available, to all participants or counsel for participants.

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NUCLEAR REGULATORY COMMISSION

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DUKE ENERGY CORPORATION)	Docket Nos. 50-413-OLA
)	50-414-OLA
(Catawba Nuclear Station, Units 1 and 2))	

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing ADDENDUM NUMBER 1 TO PROTECTIVE ORDER GOVERNING DUKE ENERGY CORPORATION'S NON-DISCLOSURE OF PROPRIETARY INFORMATION (APRIL 8, 2004) have been served upon the following persons by deposit in the U.S. mail, first class, or through NRC internal distribution.

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Docket Nos. 50-413-OLA and 50-414-OLA
ADDENDUM NUMBER 1 TO PROTECTIVE ORDER
GOVERNING DUKE ENERGY CORPORATION'S
NON-DISCLOSURE OF PROPRIETARY INFORMATION
(APRIL 8, 2004)

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[Original signed by Evangeline S. Ngbea]

Office of the Secretary of the Commission

Dated at Rockville, Maryland,
this 18th day of May 2004