



SAFEGUARDS INFORMATION

September 20, 2004

Re: 10 CFR 2.202
10 CFR 50.4

Mr. James E. Dyer
Director, Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Serial No.: 04-575
NL&OS/MAE: R2
Docket Nos.: 50-245/336/423
50-338/339
50-280/281
72-2/16/47
License Nos.: DPR-21/65
NPF-49
NPF-4/7
DPR-32/37
SNM-2501/2507

DOMINION NUCLEAR CONNECTICUT, INC.
VIRGINIA ELECTRIC AND POWER COMPANY
MILLSTONE POWER STATION UNITS 1, 2, 3 AND PROPOSED ISFSI
NORTH ANNA POWER STATION UNITS 1, 2 AND ISFSI
SURRY POWER STATION UNITS 1, 2 AND ISFSI
REQUEST FOR SCHEDULE EXTENSION AND SUPPLEMENTAL RESPONSE TO
ORDER REQUIRING COMPLIANCE WITH REVISED DESIGN BASIS THREAT FOR
OPERATING POWER REACTORS DATED APRIL 29, 2003

The NRC issued an Order, dated April 29, 2003, Requiring Compliance with Revised Design Basis Threat ("Order EA-03-086" or "Order") and other security related Orders (collectively "Orders") for the Millstone, North Anna and Surry Power Stations.

Order EA-03-086 imposed license conditions on nuclear power plants licensed pursuant to the Atomic Energy Act of 1954 and Title 10 of the Code of Federal Regulations. Section III.A of the Order required licensees to revise their Physical Security Plans and Safeguards Contingency Plans to provide protection against the revised design basis threat (DBT) set forth in Attachment 2 to the Order. Section III.A also required licensees to revise their security force Training and Qualification Plan to implement the revised DBT. These revised plans, along with an implementation schedule, were required to be submitted to the Commission for review and approval no later than April 29, 2004.

In accordance with the Order and 10 CFR § 50.4, Dominion Nuclear Connecticut, Inc. (DNC) and Virginia Electric and Power Company (Dominion) submitted a Supplemental Response which consisted of revised plans for the above-mentioned licensed facilities

NOTE: THE ATTACHMENT TO THIS LETTER CONTAINS "SAFEGUARDS INFORMATION" AND MUST BE PROTECTED ACCORDINGLY. UPON SEPARATION OF THE ATTACHMENT, THIS LETTER IS "DECONTROLLED."

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*NSIR05

on April 26, 2004 (Serial No. 04-242). We later revised our submittal based on NRC Requests For Additional Information and resubmitted revised plans on September 9, 2004 (Serial No. 04-242A). Our activities were scheduled to be implemented by October 29, 2004, as required by the Order. However, in developing and implementing the detailed plans required by the Orders, DNC/Dominion have determined that they cannot complete the implementation of all of the elements of their Physical Security Plan and Safeguards Contingency Plan by the required October 29, 2004, date. The elements of the Training and Qualification Plan will be completed by October 29, 2004.

The attachment to this letter contains Safeguards Information. It includes the specific provision(s) of the Order for which implementation cannot be completed by October 29, 2004; issues related to schedule; the manner in which DNC/Dominion had intended to meet that requirement; the reasons why all elements of the plans will not be able to be implemented by that date; the steps that will be taken to minimize the delay in implementing provisions of the plans; and measures that will be taken to provide a high degree of assurance that the defensive strategy employed by DNC/Dominion will meet the intent of the requirements of the Order until implementation is complete.

As a result, DNC/Dominion request that the Commission grant an extension for completion of implementation of the remaining elements of DNC's and Dominion's plan detailed in the attachment to this letter. Further, because the Commission concluded that it would be appropriate to exercise enforcement discretion to accommodate any transitional issues which may arise as licensees, in good faith, take reasonable actions to implement the specific requirements of the Orders, DNC/Dominion request that enforcement discretion be exercised during the period from this request until implementation of the steps necessary to meet the requirement that is the subject of this request is complete. At that time, the revised plans will be fully implemented and the exercise of enforcement discretion will no longer be necessary.

If you have any questions, please contact Ms. Margaret Earle at 804-273-2768.

Very truly yours,



Eugene S. Grecheck
Vice President – Nuclear Support Services
Dominion Nuclear Connecticut, Inc.
Virginia Electric and Power Company

Attachment : Request For Schedule Extension, Physical Security Plan and Safeguards Contingency Plan (SAFEGUARDS INFORMATION)

Commitments made by this letter: As described in the Attachment.