

DLP/M

Union Electric
Callaway Plant

PO Box 620
Fulton, MO 65251

November 19, 2004

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



ULNRC05095
TAC No. MC2899

Ladies and Gentlemen:

**DOCKET NUMBER 50-483
CALLAWAY PLANT UNIT 1
UNION ELECTRIC CO.
FACILITY OPERATING LICENSE NPF-30
REQUEST FOR EXTENSION TO RESPOND TO THE NOVEMBER 5, 2004,
ORDER IMPOSING REQUIREMENTS FOR THE PROTECTION OF
CERTAIN SAFEGUARDS INFORMATION (EA-04-190)**

Section IV of the November 5, 2004, Order Imposing Requirements for the Protection of Certain Safeguards Information (EA-04-190) ("Order") states that, in accordance with 10 CFR §2.202, the recipient of the Order must submit an answer to the Order, and may request a hearing on the Order, within 20 days of the date of the Order. Attachment 2 to the Order, *Modified Handling Requirements for the Protections of Certain Safeguards Information (SGI-M)*, which is incorporated by reference into the Order, contains detailed requirements which recipients of the Order must meet.

This letter constitutes the response of Union Electric to the Order. Pursuant to the provisions of Section IV of the Order, Union Electric hereby requests an extension of time in which to submit an answer to or request a hearing with respect to one or more provisions of the Order. The implications of the Order to licensees who have a program for controlling Safeguards Information that meets all current regulatory

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requirements is not clear, and the granting of time to interact with the NRC to ensure that Commission's intent of the Order and how it is to be implemented is clear is both necessary and appropriate.

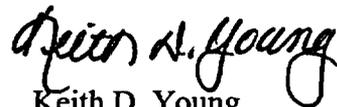
Union Electric requests an extension of time to respond to the Order not to exceed twenty (20) days after clarification of the following issues:

1. Clarify that an existing Safeguards Information program can be used and how it can be used to satisfy the Order (i.e., a separate SGI-M program is not required), and that no changes to that Safeguards Information program are required by the Order.
2. Attachment 2 establishes different, and in some cases, more restrictive requirements than our existing Safeguards Information program.
3. Resolution of potential programmatic compliance issues arising when a licensee uses its existing Safeguards Information program but must interface with an entity using an SGI-M program where the requirements are different (e.g., double versus single envelopes; differing requirements on telecommunications).

The need for clarity regarding these and related issues constitutes good cause for the requested extension to be granted. During this period, Union Electric will control all material designated SGI-M under its Safeguards Information program. Union Electric also requests that the Commission exercise enforcement discretion during this period.

If you have any questions concerning this matter please contact Mr. Mark Dunbar at (573) 676-4205 or Mr. David Shafer at (314) 554-3104.

Sincerely,



Keith D. Young
Manager, Regulatory Affairs

KDY/rg

STATE OF MISSOURI)
)
CALLAWAY COUNTY) SS

Keith D. Young of lawful age, being first duly sworn upon oath says that he is Manager, Regulatory Affairs, for Union Electric Company; that he has read the foregoing document and knows the content thereof; that he has executed the same for and on behalf of said company with full power and authority to do so; and that the facts therein stated are true and correct to the best of his knowledge, information and belief.

By Keith D. Young
Keith D. Young
Manager, Regulatory Affairs

SUBSCRIBED and sworn to before me this 19th
day of November, 2004.

LORI L. TWILLMAN
Notary Public - Notary Seal
STATE OF MISSOURI
Callaway County
My Commission Expires: Aug. 3, 2007

Lori L. Twillman

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cc: Director, Office of Nuclear Material Safety and Safeguards
U.S. Nuclear Regulatory Commission
Washington, DC 20555

Assistant General Counsel for Materials Litigation and Enforcement
U.S. Nuclear Regulatory Commission
Washington, DC 20555

The following are sent without attachments:

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