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PETITION RULE PRM 73-12
(69FR64690)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

GL04-031

Secretary
ATTN: Rulemakings and Adjudications Staff
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

**10 CFR PART 73 COMMENTS REGARDING
COMMITTEE TO BRIDGE THE GAP,
RECEIPT OF PETITION FOR RULEMAKING (DOCKET NO. PRM-73-12)
(FEDERAL REGISTER, VOLUME 69, NUMBER 215, PAGE 64690,
DATED NOVEMBER 8, 2004)**

Virginia Electric and Power Company (Dominion) and Dominion Nuclear Connecticut, Inc. (DNC) appreciate the opportunity to provide comments on the above-proposed rule.

Dominion and DNC do not agree with the Petition submitted by the Committee to Bridge the Gap for the following reasons:

1. The NRC modified the Design Basis Threat (DBT) through an order issued April 29, 2003. This modification significantly changed the description, size and attributes of an attacking force. 10 CFR could be modified to reflect the DBT in the April 29, 2003 order. However, the details of the DBT must be withheld from public disclosure as Safeguards Information due to the sensitive nature of the material.
2. All nuclear power plants have implemented more stringent security measures to comply with the April 29, 2003 order.

If you have any questions, please contact:

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Respectfully,

Chris L. Funderburk, Director
Nuclear Licensing & Operations Support
Dominion Resources Services, Inc.
for Virginia Electric and Power Company and
Dominion Nuclear Connecticut, Inc.

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