

February 17, 2005

MEMORANDUM TO: File

FROM: Nanette V. Gilles, Senior Project Manager **/RA/**
New, Research and Test Reactors Program
Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

SUBJECT: SUMMARY OF NOVEMBER 29, 2004, TELEPHONE CONFERENCE
CALL WITH EXELON GENERATION COMPANY, LLC REGARDING
EXCLUSION AREA CONTROL

This memorandum documents the results of a telephone conference between the NRC staff and Exelon Generation Company, LLC (Exelon) on November 29, 2004.

A summary of the call is attached.

Docket No. 52-007

cc: J. Lee

Mr. Thomas Mundy
Director, Project Development
Exelon Generation
200 Exelon Way, KSA3-N
Kennett Square, PA 19348

Mr. Eddie Grant
ESP Project Team
Exelon Generation
200 Exelon Way, KSA3-N
Kennett Square, PA 19348

Telephone Call Summary

Subject: Exelon Early Site Permit Site Exclusion Area Control

Date of Call: November 29, 3004

Participants

Nuclear Regulatory Commission

N. Gilles
J. Lee

Applicant

T. Mundy
E. Grant

Referenced documents

<u>Accession Number</u>	<u>Title</u>	<u>Date</u>
ML042890357	Response to Request for Additional Information (RAI) Letter No. 8 - Exelon Early Site Permit (ESP) Application for the Clinton ESP Site.	10/07/04

Discussion

The purpose of the conference call, which was held at the request of the NRC staff, was to discuss information submitted by Exelon in support of its early site permit (ESP) application. Specifically, the staff and Exelon discussed Exelon's relationship to AmerGen Energy Company, LLC (AmerGen), the owner of the land within the proposed ESP site exclusion area.

During the November 29 conference call, Exelon explained that AmerGen is a wholly-owned subsidiary of Exelon, but noted that this corporate arrangement does not alleviate Exelon from having to obtain control over the exclusion area from AmerGen, because the two companies are separate legal entities. Exelon and the staff agreed that further discussion of this topic may be necessary once the staff had completed its draft safety evaluation report.