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USNRC

March 7, 2005

March 7, 2005 (4:25pm)

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

Ann Marshall Young, Chairman  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Anthony J. Baratta  
Administrative Judge  
Atomic Safety and Licensing Board  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

Dr. Thomas S. Elleman  
Administrative Judge  
5207 Creedmoor Road # 101  
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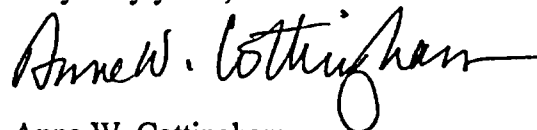
Re: **Duke Energy Corporation, Catawba Nuclear Station,  
Units 1 and 2 (Docket Nos. 50-413-OLA, 50-414-OLA)**

Dear Administrative Judges:

Attached please find Duke Energy Corporation's proposed corrections to the transcript of the NRC hearing on BREDL Security Contention 5, January 11-14, 2005. These corrections were compiled from the "mini-script" version of the transcript. (As you may recall, counsel for BREDL informed the Licensing Board and parties in a February 4, 2005 electronic mail message that the pagination of the full-size transcript varies in some places from that of the mini-script.) This attachment does not contain Safeguards Information.

Please contact me with any questions concerning this submittal.

Very truly yours,



Anne W. Cottingham  
Counsel for Duke Energy Corporation

AWC/swh

cc: Service List (with attachment)

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

**DUKE ENERGY CORPORATION'S PROPOSED  
CORRECTIONS TO TRANSCRIPT OF HEARING ON  
SECURITY CONTENTION 5, JANUARY 11-14, 2005**

Page	Line	Correction
<b>JANUARY 11, 2005 A.M. SESSION</b>		
3844	21	Change "ODC" to "OGC"
3845-5364	Passim	Change "Weterhahn" to "Wetterhahn" throughout
4034	18	Change "air" to "area"
4035	8	Delete "of" after area
4037	10	Change "shift" to "shutdown"
4037	16	Change "fuel" to "turbine"
4037	18	Change "fuel" to "turbine"
4038	8	Change "latch door" to "last tour"
4044	22	Change "curve" to "concur"
4049	23	Change "worse" to "worst"
4052	24	Change "SUT" to "SGT"
4054	24	Change "armor" to "armorer"
4057	20	Change "worse" to "a worst"
4057	21	Change "worse" to "worst"
4058	25	Change "rival" to "vital"

Page	Line	Correction
4059	22	Change "worse" to "worst"
4061	10	Add "a" following "philosophy for"
4067	11	Change "high" to "higher"
4069	2	Change "what a" to "where the"
4070	6-7	Add period after "building," then begin new sentence: "With the MOX fuel assemblies, as I explained earlier, I have to have ..."
4070	16	Change "actually" to "actual"
4071	8	Change "door opens" to "door open"
4076	5	Add "the" after "leaving"
4076	22	Add "Duke" after "of"
4080	19	Change "thing" to "think"
4085	8	Add "or" after "regulations"
4085	9	Change "that" to "they"
4085	11	Change "are" to "area"
4087	23	Change "in point" to "end point"
4087	24	Change "air" to "area"
4090	17	Change "part" to "party"
4090	25	Change to read: "protection, the Operations Department point of contact, and the"
4092	16	Change "method" to "memorandum"
4092	23	Change "flipping" to "flippant"
4093	8	Delete "in"
4093	9	Change "transport votes" to "transportation folks"
4093	14	Change "in" to "is"
4093	21	Change "there" to "they are"
4093	22	Change "in-state" to "incident"
4094	1	Change "your" to "York"
4094	23	Change "in-state" to "incident"
4095	14	Change "tact" to "tactical"

Page	Line	Correction
4096	20	Change "where" to "wear"
4097	13	Change "to" to "through"
4098	2	Change "to" to "through"
4098	4	Add "will" after "officers;"
4098	6	Change "fire fight panel" to "a fire fight for example"
4098	22	Change "talk" to "top"
4099	15	Add "be to" before "actually" Change "deliver" to "delivery"
4099	18	Add "is" after "probability"
4102	14	Add "cask" after "transportation"
4105	13	Change "acceptance" to "an exemption"
4105	14	Change "TRT" to "the TRT requirement"
4105	16	Change "laid" to "paid"
4106	9	Change "schematics" to "semantics"
4106	16	Change "schematics" to "semantics"
4107	15	Change "differing" to "difference"
4109	21	Change "objected" to "objective"
4110	14	Change "need" to "meet"
4111	25	Change "chapter verse" to "chapter and verse"
4114	22	Change "sites" to "cites"
4122	7	Change "deport" to "deploy"
4123	12	Add "to" after "train"
4123	16	Change "white" to "right" Change "dole 3" to "door entry"
4127	20	Change "off-nominal" to "off-normal"
4127	20	Change "star" to "start"
4129	3	Change "need" to "meet"
4129	16	Change "need" to "meet"
4131	19	Change "73.45D1" to "73.45(d)(1)"

Page	Line	Correction
4134	12	Change "general" to "generally"
4137	4	Change "PIP" to "PA"
4147	20	Change "a building" to "ability"
4151	7	Change "things" to "bangs"
4154	11	Add "action" after "initial"
4158	16	Change "never" to "over"
4161	3	Change "tunnel" to "channel"
4166	25	Change "cat" to "CAD"
4167	4	Change "Cat" to "CAD"
4167	24	Change "illuminated at" to "eliminated"
4170	17	Change "unit" to "interim"
4173	12	Change "worse" to "worst"
4173	14	Change "worse" to "worst"
<b>JANUARY 11, 2005 PM SESSION</b>		
4177	16	Change "45D1" to "Section 73.45(d)(i)"
4179	17	Add "a" after "make"
4180	19	Change "refeered" to "referred" Change "is" to "as"
4182	3	Change "rad." to "red"
4183	22	Change "bear" to "bare"
4184	16	Change "is" to "are"
4184	17	Change "is" to "are"
4185	11	Delete "question" following "five"
4185	20-21	Delete the first of 2 identical sentences
4191	2	change "exceed" to "exceeded"
4191	18	Change "address" to "addressed"
4193	1	Delete "in the" after "problem"
4193	5	Change "establish" to "establishes"
4195	1	Delete "was" after "it"

Page	Line	Correction
4196	11	Change "grant" to "have"
4198	21	Change "are maintenanced" to "and maintenance"
4200	6	Change "mote" to "moat"
4200	10	Add "adversary" after "the"
4201	15	Change "normal" to "number"
4202	15	Change "I'm" to "I've"
4202	16	Change "to" to "of the"
4202	17	Change "I'm" to "I've"
4023	22	Delete "use to" after "could"
4204	4	Change "What" to "With"
4206	8	Change "integer" to "ending"
4206	10	Change "steels" to "skills"
4206	11	Change "distractive" to "distracting"
4211	16	Add "we" after "what"
4212	1	Change "to" to "into"
4212	21	Replace "racked" with "stacked"
4212	24	Change "included" to "including"
4213	13	Change "collision" to "collusion"
4213	17	Change "when" to "whether"
4214	22	Change "can't put ever" to "you can't put every"
4219	18	Change "pursuant fire fight" to "pursuit of the fire fight"
4221	25	Add "it your" following "is"
4227	11	Add "a" after "have"
4228	12	Change "Adirondack" to "not contract"
4235	9	Add "or" after "are"
4237	13	Add "a" after "was"
4237	14	Change "Liked" to "Like"
4237	20	Change "points" to "point"

Page	Line	Correction
4238	12	Change "discrimination" to "disagreement"
4240	1	Change "can" to "and"
4242	2	Change "pre-field" to "pre-filed"
4242	11	Change "fort" to "port"
4246	18	Change "cat" to "can't"
4248	22	Change "using" to "use"
4249	7	Change "street" to "stream"
4250	1	Change "control" to "patrol"
4251	1, 3	Change "devise" to "device"
4251	9	Change "In stead" to "Instead"
4251	24	Change "devise" to "device"
4252	12	Change "R" to "armed"
4254	5	Change "emetic" to "pneumatic"
4254	10	Change "emetic" to "pneumatic"
4257	9	Add "where MOX fuel is" after "reactors"
4257	12	Change "typical" to "typically"
4259	12	Change "veil" to "bale"
4259	19	Change "The" to "There"
4259	24	Change "requirements" to "require"
4260	15	Change "we" to "with"
4262	21	Change "Rube Golber" to "Rube Goldberg"
4263	3	Add "not" after "would"
4264	11	Change "forced" to "force"
4265	5	Change "cards" to "carts"
4272	6	Add "in" after "swimming"
4277	2	Delete "low"
4278	9	Change "presionless" to "frictionless"
4285	16	Change "conmesurate" to "commensurate"

Page	Line	Correction
4291	2	Change "10 CFR 73.6(B)" to "10 CFR 73.6(b)"
4291	19	Change "self-protected" to "self-protecting"
4292	19	Change "data" to "design"
4295	17-18	Change citations to read as follows: "73.45(d)(1)(iv), 73.46(c)(1), 73.46(h)(3), and (b)(3) through (b)(12)"
4295	20	Change citations to read as follows: "(b)(4), (c)(1), 73.46(c)(1) ..."
4295	21	Change "7345D1" to "73.145(d)(1)"
4295	24	Change "7346C1" to "73.46(c)(1)"
4296	1	Change "7346H3" to "73.46(h)(3)"
4296	4	Change "7346B3" to "73.46(b)(3)"
4296	5	Change "B12" to "(b)(12)"
4296	7	Change "7346D9" to "73.46(d)(9)"
4296	10	Change "7346E3" to "73.46(e)(3)"
4296	16	Change to read: "10 CFR 73.46 subsections (c)(1), (h)(3) and (b)(3) through (12), and (d)(9)."
4296	17	Change "7345" to "73.45"
4296	18	Change "7345" to "73.45"
4296	19	Change "E3" to "(e)(3)"
4296	22	Change "E3" to "(e)(3)"
4297	4	Change citations to read: "(c)(1), (h)(3), and (b)(3) through (12), and (d)(9)"
4297	9	Change "H3" to (h)(3)"
4297	13	Change "7345 is D14" to "73.45 is (d)(14)"
4298	18	Change "B3" to "(b)(3)"
4298	19	Change "B3-B5" to "(b)(3)-(b)(5)" Add "like" after "would"
4299	5	Change "being" to "required"
4299	6	Change "7346B3" to "73.46(b)(3)"
4299	11	Change "is" to "are"
4299	12	Change "exemption" to "exemptions"



Page	Line	Correction
4299	16	Change "Another case" to "In other cases"
4300	Passim	Change "B3" to "(b)(3)"
4301	8	Change "B-4" to "(b)(4)"
4301	9	Change "10 CFR 7446B-4" to "10 CFR 73.46(b)(4)"
4302	Passim	Change B-4, B-5, B-10, B-11, B-12 to read "(b)(4)," "(b)(5)," "(b)(10)," "(b)(11)," "(b)(12)"
4303	22	Change "7346B-6" to "73.46(b)(6)"
4305	13	Change "calipered" to "caliber"
4306	20, 25	Change "B-7" to "(b)(7)"
4312	2	Change "accurate" to "accurately"
4312	12	Add "A" before "qualification"
4312	14	Change "level" to "levels"
4315	20	Change "accurate" to "accurately"
4317	3, 5	change "B-8" to "(b)(8)"
4318	15	Change "high round" to "high right"
4319	14, 15	Change "B-9" to "(b)(9)"
4321	9	Change "exercises" to "exercise"
4329	17	Change "10 CFR 74346B-9" to "10 CFR 73.46(b)(9)"
4332	2	Change "7346B-10 or 11" to "73.46(b)(10) or (11)"
4332	5-24	Change "B-12" to "(b)(12);" change "B-10" to "(b)(10);" change "B-11" to "(b)(11)"
4332	24	Change cite to "10 CFR 73.46(b)(12)"
4333	1	Add "a" after "have"
4335	1	Change "considerations" to "consideration"
4335	6	Change "or" to "our"
4335	16	Change "and" to "an"
4336	16	Change "Bute" to "But"
4336	23	Change "requirement that is" to "requirements that are"
4337	10	Add "in" after "be"

Page	Line	Correction
4341-4342	Passim	Change "C-1" to "(c)(1)," "D-9" to "(d)(9)," "H-3" to "(h)(3)," "11-B" to "(11)(b)"
<b>JANUARY 12, 2005 SESSION</b>		
4349	17	Change "50.46C1" to "73.46(c)(1)"
4349	24	Change "73.46.C-1" to "73.46(c)(1)"
4358	3	Change "rational" to "rationale"
4361	6, 9, 14	Change "MMA" to "MAA"
4367	7	Add "it" after "is"
4368	1	Add "it" after "then"
4374	18	Change "limited numbers" to "limits the numbers"
4384	24	Add "any" after "in" Change "arise" to "from arising"
4387	13	Change "authorized" to "authorization"
4398	19	Change "inch" to "foot"
4398	25	Change "there" to "three"
4399	16	Change "withdraw" to "withdrawn"
4401	6	Change "mix" to "MOX"
4401	23	Change "specialty" to "special"
4401	24	Add "nuclear" before "material"
4402	5	Change "H3" to "(h)(3)"
4402	6	Add "is" after "one"
4402	7	Change "B3 through 12" to "(b)(3)-(12)"
4402	10	Change "overwriting" to "overriding"
4402	14-17	Delete (text repeats earlier text)
4406	5	Change "uniform" to "uniforms"
4407	17	Change "they are" to "there is"
4407	21	Change "are" to "were"
4408	13	Change "approached" to "approach"
4408	25	Change "reference on the Court's" to "referred to in the Board's"

Page	Line	Correction
4409	15	Change "and" to "or"
4409	16	Change "specialty" to "special nuclear"
4410	11	Change "specialty" to "special nuclear"
4410	20	Change "and" to "an"
4412	11	Change "steel" to "steal"
4412	16	Change "submittal state" to "mental state"
4420	1	Change "pertaining" to "training"
4420	13	Change "case" to "gate"
4427	11	Add "in" after "only"
4428	25	Add "whose" after "many"
4432	16	Change "loan" to "lone"
4439	4	Change "remained" to "remainder"
4439	14	Change "jut" to "just"
4445	3	Change "our" to "are"
4464	13	Change "member" to "ma'am"
4464	18	Delete "for"
4469	10	Change "10 CFT 73.2" to "10 CFR 73.2"
4470	10	Change "your" to "you're"
<b>JANUARY 12, 2005 P.M. SESSION</b>		
4477	17	Change "relevant" to "revision"
4496	25	Change "calculation" to "call"
4508	7, 8	Change "cask" to "CAS"
4512	8	Change "I" to "is"
4513	19	Change "u" to "you"
4514	12	Change "70.24" to "7/24"
4519	13, 14	Change "11" to "one" and "101" to "100 percent"
4525	2	Add "be" after "would"
4528	12	Change "address" to "addressed"

Page	Line	Correction
4528	16	Change "addition" to "additional"
4531	16, 20, 22	Change "Macguire" to "McGuire"
4532	5	Change "calls" to "walls"
4535	23	Change "plan" to "plant"
4535	24	Change "Al" to "All"
4536	14	Change "interviewer" to "intervenor"
4539	24	Change "V" to "B" (twice)
4540	25	Change "planned" to "plant"
4543	6	Change "on" to "one"
4544	24	Change "B" to "(a)"
4545	24	Change "yard" to "grid"
4552	9	Change "distributions" to "situations"
4558	18	Change "WITNESS NESBIT:" to "WITNESS WILLIAMS:"
4561	2	Change "wer'e" to "we're"
4565	24	Change "wer'e" to "we're"
4566	18	Change "inner lock" to "interlock"
4567	20	Change "inner lock" to "interlock"
4575	16	Change "threat" to "theft"
4587	3, 6	Change "frownings" to "furor surrounding"
4589	20	Change "complete" to "completed"
4609	21	Change "Williams" to "Edwards"
4621	13	Change "in" to "of"
4627	10	Add "devices" after "incendiary"
4635	6	Change "Macguire" to "McGuire;" Change "Oconne" to "Oconee"
4640	4	Change "of" to "off"
<b>JANUARY 13, 2005 TRANSCRIPT</b>		
4711	6	Change "post-bindings" to "post-trial findings"
4775	25	Change "rationing" to "racketing"

Page	Line	Correction
4777	14	Change "shear" to "sheer"
4800	9	Change "through" to "true"
4826	8	Change "kin" to "in"
4831	13	Change "couple phase" to "couple of days"
4833	17	Change "explain" to "explained"
4835	13	Change "is" to "has"
4835	17	Change "Maguire" to "McGuire"
4839	23	Delete "force" following "a"
4844	21	Change "Armed Security Force" to "armed security force"
4844	22	Change "and" to "in an"
4853	24	Change "There" to "These"
4864	22	Change "privied" to "privy"
4864	24	Change "station" to "stationed"
4866	9	Change "privied" to "privy"
4868	8	Change "privied" to "privy"
4868	20	Change "expect" to "expected"
4871	4	Add "within" before "the"
4879	25	Change "conceive" to "concede"
4891	18	Change "weapons' miss fire" to "weapons misfire"
4892	20	Change "know" to "knock"
4901	13	Add "you" after "hand"
4905	10	Change "privied" to "privy"
4913	25	Speaker is Judge Young
4938	22	Change "me" to "be"
<b>JANUARY 14, 2005 TRANSCRIPT</b>		
5060	5	Change "protective" to "protected"
5063	7	Change "possibility" to "security"
5064	2	Change "Macguire" to "McGuire"

Page	Line	Correction
5064	3	Change "Oconnee" to "Oconee"
5094	6	Change "basis" to "bases"
5105	24	Change "BWXD" to "BWXT"
5106	12	Change "asses" to "assess"
5106	14	Delete "a"
5107	16	change "part 74.5" to "Section 73.5"
5108	22	Change "SC" to "SER" Change "in considering" to "considered"
5109	25	Delete "the"
5137	11	Change "plan" to "plant"
5150	6	Add "have" after "They"
<b>JANUARY 14, 2005 P.M. SESSION</b>		
5200	13, 14, 25	Change "UU" to "NRC-U"
5281	4	Delete "I"
5282	1	Change "last" to "except"
5284	13	Change "you" to "your"
5286	17	Change "actual" to "actually"
5289	17	Delete "a"
5295	2	Change "commandeer" to "commander"
5355	9, 10	Change "Williams'" to "Williams"
5294	2	Change "ares" to "areas"
5295	2	Change "commandeer" to "commander"
5296	13	Change "generals" to "in general"
5320	9	Change "patrol air" to "controlled area"
5358	10	Change "death" to "theft"

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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

CERTIFICATE OF SERVICE

I hereby certify that copies of "DUKE ENERGY CORPORATION'S PROPOSED CORRECTIONS TO TRANSCRIPT OF HEARING ON SECURITY CONTENTION 5, JANUARY 11-14, 2004" in the captioned proceeding have been served on the following via U.S. mail, first class, this 7<sup>th</sup> day of March, 2005. Additional e-mail service, designated by \*, has been made this same day, as shown below.

Ann Marshall Young, Chairman\*  
Administrative Judge  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Adjudicatory File  
Atomic Safety and Licensing Board Panel  
U.S. Nuclear Regulatory Commission  
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