



Entergy Nuclear South
1340 Echelon Parkway
Jackson, MS 39213
Tel 601 368 5670
Fax 601 368 5799
jderoy@entergy.com

Joseph P. DeRoy
Vice President
Operations Support

CNRO-2004-00074

November 19, 2004

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

SUBJECT: Request for extension to answer the November 5, 2004, Order Imposing Requirements for the Protection of Certain Safeguards Information (EA-04-190)

River Bend Station
Docket No. 50-458
License No. NPF-47

Grand Gulf Nuclear Station
Docket No. 50-416
License No. NPF-29

Arkansas Nuclear One
Units 1 & 2
Docket Nos. 50-313 & 50-368
License Nos. DPR-51 & NPF-6

Waterford 3 Steam Electric
Station
Docket No. 50-382
License No. NPF-38

REFERENCE: NRC Letter from J. E. Dyer to Holders of Licenses for Power and Research and Test Reactors as listed in Attachment 1, dated November 5, 2004 regarding Order Imposing Requirements for the Protection of Certain Safeguards Information (RBC-50233, GNRI-2004/00141, OCNA110401, ILN04-0126)

Dear Mr. Dyer:

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.

Pursuant to the provisions of Section IV of the Order, the above captioned licensees (hereinafter "Entergy") 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 requirements is not clear, and the granting of time to interact with the NRC to ensure that the Commission's intent in issuing the Order and how it is to be implemented is clear is both necessary and appropriate.

Entergy requests an extension of time to answer 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, Entergy will control all material designated SGI-M under its Safeguards Information program. Entergy also requests that the Commission exercise enforcement discretion during this period.

If you have any questions, or require additional information, please contact Mr. L. A. England at 601-369-5766. This letter includes no new commitments.

I declare under penalty of perjury that the foregoing is true and correct executed this 19th day of November, 2004.

Sincerely,



JPD/LAE/lae

cc: (See next page)

cc:

Mr. W. R. Campbell (ECH)
Mr. W. A. Eaton (ECH)
Mr. J. S. Forbes (ANO)
Mr. P. D. Hinnenkamp (RBS)
Mr. D. E. Levanway (ECH)

Mr. J. R. McGaha (ECH)
Mr. L. J. Smith (Wise Carter)
Mr. G. J. Taylor (ECH)
Mr. J. E. Venable (WF3)
Mr. M. J. Wetterhahn (W&S)
Mr. G. A. Williams (GGNS)

Office of the Secretary (Fax)
U.S. Nuclear Regulatory Commission
ATTN: Rulemakings and Adjudications
Staff
Washington, DC 20555-0001

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

Director, Office of Nuclear Material Safety
and Safeguards (USPS)
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Assistant General Counsel for Materials
Litigation and Enforcement (Fax)
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Regional Administrator - Region IV
(FedEx)
U.S. Nuclear Regulatory Commission
611 Ryan Plaza Drive, Suite 400
Arlington, TX 76011

U.S. Nuclear Regulatory Commission
(Fed Ex)
ATTN: Document Control Desk
One White Flint North
11555 Rockville Pike
Rockville, MD 20852-2738

Mr. T. W. Alexion, P.M., (ANO-2)
Mr. N. Kalyanam, P.M., (W-3)
Mr. D. G. Holland, P.M., (ANO-1)
Mr. B. K. Vaidya, P.M., (GGNS)
Mr. M. K. Webb, P.M., (RBS)
Office of Nuclear Reactor Regulation
U. S. Nuclear Regulatory Commission
Mail Stop O7-D-01
Washington, DC 20555-0001

Mr. P. J. Alter, SRI, RBS w/a
Mr. R. W. Deese, SRI, ANO w/a
Mr. M. C. Hay, SRI, W-3 w/a
Mr. T. L. Hoeg, SRI, GGNS w/a
(SRIs via Company Mail)