

## **SAFEGUARDS INFORMATION**

September 20, 2006

Enclosure Contains Safeguards Information.  
When Separated from enclosure, this  
document is not Safeguards Information.

Mr. Timothy J. O'Connor  
Vice President Nine Mile Point  
Nine Mile Point Nuclear Station, LLC  
P.O. Box 63  
Lycoming, NY 13093

SUBJECT: NINE MILE POINT NUCLEAR STATION - NRC PHYSICAL SECURITY  
BASELINE INSPECTION REPORT NOS. 05000220/2006007 AND  
05000410/2006007

Dear Mr. O'Connor:

On August 10, 2006, the U.S. Nuclear Regulatory Commission (NRC) completed a security baseline inspection at your Nine Mile Point Nuclear Station. The inspection covered one or more of the key attributes of the security cornerstone of the NRC's Reactor Oversight Process. The enclosed report documents the inspection results, which were discussed on August 10, 2006, with Mr. Gary Detter, Manager Nuclear Security & EP, and other members of your staff.

The inspection examined activities conducted under your licenses as they relate to security and compliance with the Commission's rules and regulations and with the conditions of your licenses. The inspectors reviewed selected procedures and records, observed activities, and interviewed personnel.

**Warning: Violation of section 147 of the Atomic Energy Act, "Safeguards Information" is subject to civil and criminal penalties**

**SAFEGUARDS INFORMATION DETERMINATION  
MADE BY:**  
**NAME/TITLE:** Raymond K. Lorson, Chief  
**ORGANIZATION:** R/DRS/PSB1  
**BASIS:** DG-SG-1: (300) Physical Protection Program  
**SIGNATURE/RA by G.E.Smith for\_ DATE:** 09/20/06

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No findings of significance were identified.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC's document system, ADAMS. ADAMS is accessible from the NRC Website at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). However, because of the security-related information contained in the enclosure, and in accordance with 10 CFR 2.390, a copy of this letter's enclosure will not be available for public inspection.

In accordance with 10 CFR 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for your response, if any. This practice will ensure that your response will not be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system, ADAMS. If Safeguards Information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

Sincerely,

***/RA by A. Randolph Blough Acting for/***

Raymond K. Lorson, Chief  
Plant Support Branch 1  
Division of Reactor Safety

Docket Nos. 50-220, 50-410  
License Nos. DPR-63, NPF-69

Enclosure: NRC Inspection Report Nos. 05000220/2006007, 05000410/2006007  
w/Attachment: Supplemental Information  
**(CONTAINS SAFEGUARDS INFORMATION (SGI))**

cc w/encl w/SGI:

W. Byrne, Director, Nuclear Security  
J. Spath, Program Director, New York State Energy Research and Development Authority  
J. McMahon, Director, Homeland Security

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cc w/o encl w/o SGI:

M. J. Wallace, President, Constellation Generation

M. Heffley, Senior Vice President and Chief Nuclear Officer

C. W. Fleming, Esquire, Senior Counsel, Constellation Energy Group, LLC

M. J. Wetterhahn, Esquire, Winston and Strawn

P. Smith, President, New York State Energy, Research, and Development Authority

P. D. Eddy, Electric Division, NYS Department of Public Service

C. Donaldson, Esquire, Assistant Attorney General, New York Department of Law  
Supervisor, Town of Scriba

T. Judson, Central NY Citizens Awareness Network

D. Katz, Citizens Awareness Network

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DATE	08/18/06		08/18/06		08/31/06		09/15/06		09/20/06	

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