

August 9, 2007

Mr. R. M. Krich, Senior Vice President
Regulatory Affairs
UniStar Nuclear
750 E. Pratt Street
14th Floor
Baltimore, MD 21202-3106

SUBJECT: ACKNOWLEDGMENT OF RECEIPT OF PART ONE OF THE COMBINED
LICENSE APPLICATION FOR CALVERT CLIFFS, UNIT 3. AND ASSOCIATED
FEDERAL REGISTER NOTICE

Dear Mr. Krich:

By letter dated July 13, 2007 (ML071980294) as supplemented by letter dated July 16, 2007 (ML072000363) you submitted the first part of a combined license application (COLA) for a U.S. EPR nuclear power plant to be located adjacent to the site of Calvert Cliffs Nuclear Power Plant (CCNPP), Units 1 and 2, in Lusby, Maryland. This plant is to be designated CCNPP, Unit 3. You stated that you submitted this part of the COLA pursuant to the requirements of Title 10 of the *Code of Federal Regulations* (10 CFR), Part 52, Subpart C, "Combined Licenses," and in accordance with 10 CFR 2.101(a)(5). A major portion of the application is the CCNPP, Unit 3, environmental report. In addition, you submitted an exemption request from certain requirements of 10 CFR 2.101(a)(5), stating that special circumstances exist such that application of some of these requirements would not serve, nor is it necessary to achieve, the underlying purpose of the rule.

The Nuclear Regulatory Commission (NRC) staff acknowledges receipt of your application and plans to complete an acceptance review of the application. If found acceptable, the staff will docket the application. Generally, the determination on acceptability for docketing will be made within a period of thirty days from the date of receipt of the application. Attached is the notice that will be forwarded to the *Federal Register* to inform the public of receipt and availability of the subject application. To the extent possible the staff will communicate with you any issues that arise regarding the acceptance review.

In addition, the staff will evaluate your request for exemption from certain requirements of 10 CFR 2.101(a)(5) at the same time the staff undertakes the acceptance review and will document the results of its evaluation. We will make the appropriate *Federal Register* notices regarding the availability of the application to the public, the acceptability of the application, and an environmental assessment of granting the exemption, if approved.

R. Krich

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The staff intends to publish a schedule for review of part one of the CCNPP, Unit 3, application within 30 days of completion of the acceptance review.

If you have any questions, please contact me at ljb3@nrc.gov or (301) 415-1311.

Sincerely,

/RA/

Larry J. Burkhart, Senior Project Manager
EPR Projects Branch
Division of New Reactor Licensing
Office of New Reactors

Project No. 746

Enclosure: Federal Register Notice

cc w/encl: See next page

R. Krich

- 2 -

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UNITED STATES NUCLEAR REGULATORY COMMISSION

UNISTAR NUCLEAR LLC

NOTICE OF RECEIPT AND AVAILABILITY OF

PART OF AN APPLICATION FOR A COMBINED LICENSE

On July 13, 2007 (ML071980294), UniStar Nuclear LLC (UniStar) filed with the Nuclear Regulatory Commission (NRC, the Commission) pursuant to Section 103 of the Atomic Energy Act and 10 CFR Part 52, a portion of an application for a combined license (COL) for a U.S. EPR nuclear power plant at the Calvert Cliffs Nuclear Power Plant facility in Lusby, Maryland identified as Calvert Cliffs Nuclear Power Plant Unit No. 3. UniStar supplemented its filing with a letter dated July 16, 2007 (ML072000363).

An applicant may seek a COL in accordance with Subpart C of 10 CFR Part 52 and may submit such an application in two parts in accordance with 10 CFR 2.101(a)(5). The part submitted by UniStar on July 13 consists of the Environmental Report required by 10 CFR 50.30(f) as well as other information required under 10 CFR 2.101(a)(5). This information includes certain administrative information such as financial qualifications submitted pursuant to 10 CFR 50.33, Chapter 2, "Site Characteristics," of the safety analysis report (SAR), which is submitted pursuant to 10 CFR 50.34(a)(1), and an agreement to limit access to sensitive information submitted pursuant to 10 CFR 50.37. To support its application, UniStar also requested an exemption from 10 CFR 2.101(a)(5), as documented in its July 13, 2007 letter. The NRC will review this exemption request and render its decision as part of the acceptance review of the application.

Subsequent *Federal Register* notices will address the acceptability of this part of the tendered COL application for docketing and provisions for participation of the public in the COL review process.

A copy of the application is available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland and via the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. The accession number for the application is ML071980294. Future publicly available documents related to the application will also be posted in ADAMS. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC Public Document Room staff by telephone at 1-800-397-4209 or 301-415-4737, or by e-mail to pdr@nrc.gov. The application is also available at <http://www.nrc.gov/reactors/new-licensing/col.html>.

Dated at Rockville, Maryland, this 9th day of August, 2007.

FOR THE NUCLEAR REGULATORY COMMISSION

/RA/

Thomas A. Bergman, Deputy Director
Licensing Operations
Division of New Reactor Licensing
Office of New Reactors

cc:

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