

December 31, 2007

Mr. J. A. Stall  
Senior Vice President, Nuclear and  
Chief Nuclear Officer  
Florida Power and Light Company  
P.O. Box 14000  
Juno Beach, Florida 33408-0420

SUBJECT: ST. LUCIE PLANT, UNITS 1 AND 2 – REQUEST FOR INFORMATION  
CONCERNING BIENNIAL DECOMMISSIONING FUNDING REPORT (TAC NOS.  
MD5084 AND MD5085)

Dear Mr. Stall:

Upon review of the biennial decommissioning funding status report for the St. Lucie Plant, Units 1 and 2, the U.S. Nuclear Regulatory Commission (NRC) staff has become aware of a reduction in the reported balance of your radiological decommissioning funds set aside in an external trust to meet the requirements of Title 10 of the Code of Federal Regulations (10 CFR) Section 50.75. This observation was based on information filed by you this past March 2007, providing information as of December 31, 2006, and a comparison with the March 2005 biennial report providing information as of December 31, 2004.

During a follow-up telephone conversation, your staff provided the NRC staff information that such reductions were not the result of withdrawals from the trust, but were the result of changes in accounting for the funds in the trust. In particular, the staff understands that Florida Power and Light Company has adjusted the accounting to re-allocate funds in the decommissioning trust earmarked for radiological decommissioning to funds for nonradiological purposes and/or funds for spent fuel management.

Withdrawals or disbursements from trust funds for decommissioning established to meet NRC requirements in 10 CFR 50.75 are restricted under trust provisions required by 10 CFR 50.75(h) and under 10 CFR 50.82(a)(8). The reduction in the reported balance of your radiological decommissioning funds raises a question as to whether there has been full compliance with the foregoing restrictions.

Accordingly, pursuant to 10 CFR 50.33(f)(4), please provide, within 30 days of the date of this letter, a full written explanation as to whether the reduction in the reported balance of your radiological decommissioning funds from the balance previously reported constituted a withdrawal or disbursement within the scope of the NRC's restrictions on withdrawals or disbursements.

J.A. Stall

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If you have any questions, please contact Mr. Michael Dusaniwskyj at (301) 415-1260.

Sincerely,

***/RA byEBrown for/***

Brenda L. Mozafari, Senior Project Manager  
Plant Licensing Branch II-2  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket Nos. 50-335 and 50-389

cc: See next page

J.A. Stall

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If you have any questions, please contact Mr. Michael Dusaniwskyj at (301) 415-1260.

Sincerely,

***/RA by EBrown for/***

Brenda L. Mozafari, Senior Project Manager  
Plant Licensing Branch II-2  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket Nos. 50-335 and 50-389

cc: See next page

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Florida Power and Light Company

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