

December 21, 2007

EA 07-307

Mr. Christopher M. Crane
President and Chief Nuclear Officer
Exelon Nuclear
Exelon Generation Company, LLC
4300 Winfield Road
Warrenville, IL 60555

SUBJECT: NRC INSPECTION REPORT 05000237/2007201 AND 05000249/2007201;
PRELIMINARY GREATER THAN GREEN FINDING FOR DRESDEN NUCLEAR
POWER STATION, UNITS 2 AND 3

Dear Mr. Crane:

On July 27, 2007, the U.S. Nuclear Regulatory Commission (NRC) completed a security inspection at your Dresden facility. A preliminary exit meeting was held on July 27, 2007, with Mr. Danny Bost and other members of your staff. On October 11, 2007, the NRC held a final exit meeting with Mr. Dave Wozniak and other members of your staff on the results of the NRCs' review. The staff identified one finding of Greater than Green significance in the inspection report provided to you on November 23, 2007. This finding was assessed based on the best available information, including influential assumptions, using the applicable Significance Determination Process (SDP) to be a finding of greater than very low safety significance that may result in the need for additional inspection.

The deficiency was promptly compensated for, and the site was in compliance with the applicable physical protection and security requirements within the scope of the inspection before the inspectors left the site.

The finding is also an apparent violation of NRC requirements and is being considered for escalated enforcement action in accordance with the Enforcement Policy, which can be found at <http://www.nrc.gov/reading-rm/doc-collections/enforcement>.

In accordance with Inspection Manual Chapter (IMC) 0609, we intend to complete our evaluation using the best available information and issue our final determination of security significance within 90 days of the issuance of the inspection report.

Before we make a final decision on this matter, we are providing you an opportunity (1) to present to the NRC your perspectives on the facts and assumptions used by the NRC to arrive at the finding and its significance, at a Regulatory Conference or (2) submit your position on the finding to the NRC in writing. If you request a Regulatory Conference, it should be held within 30 days of the receipt of this letter, and we encourage you to submit supporting documentation at least one week prior to the conference in an effort to make the conference more efficient and effective. If a Regulatory Conference is held, it will not be open for public observation. If you decide to submit only a written response, such submittal should be sent to the NRC within 30 days of the receipt of this letter. Should you choose to respond in writing and if Safeguards Information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21. If you choose to respond in writing, please submit the response to the Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001; with copies to the Regional Administrator, Region III; the Director, Office of Enforcement, Nuclear Regulatory Commission, Washington, DC 20555-0001; the Director, Office of Nuclear Security and Incident Response, Nuclear Regulatory Commission, Washington, DC 20555-0001; and the NRC Resident Inspector at the Dresden Nuclear Power Station.

Please contact Mr. Ronald J. Albert at (301) 415-6986 within 10 business days of the date of your receipt of this letter to notify the NRC of your intentions. If we have not heard from you within 10 days, we will continue with our significance determination and enforcement decision and you will be advised by separate correspondence of the results of our deliberations on this matter.

Since the NRC has not made a final determination in this matter, no Notice of Violation is being issued for the inspection finding at this time. In addition, please be advised that the number and characterization of any apparent violation(s) described in the referenced inspection report may change as a result of further NRC review.

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 System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). However, because of the security-related concerns 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.

C. Crane

-3-

Should you have any questions concerning this inspection, please contact Mr. Ronald J. Albert of my staff at (301) 415-6986.

Sincerely,

/RA/

Daniel Dorman, Director
Division of Security Operations

Docket Nos. 50-237; 50-249
License Nos. DPR-19; DPR-25

cc C. Carpenter, Director (OE)
 R. Correia, Deputy Director (NSIR/DSO)
 E. Duncan, Branch Chief (RIII/DRS/PSB)
 D. Bradfield, Team Leader (NSIR/DSO/DDSO/SPEB)
 D. Riffle (NSIR/DSO/DDSO)
 M. Burrell (OE)

C. Crane

-3-

Should you have any questions concerning this inspection, please contact Mr. Ronald J. Albert of my staff at (301) 415-6986.

Sincerely,

/RA/

Daniel Dorman, Director
Division of Security Operations

Docket Nos. 50-237; 50-249
License Nos. DPR-19; DPR-25

cc C. Carpenter, Director (OE)
R. Correia, Deputy Director (NSIR/DSO)
E. Duncan, Branch Chief (RIII/DRS/PSB)
D. Bradfield, Team Leader (NSIR/DSO/DDSO/SPEB)
D. Riffle (NSIR/DSO/DDSO)
M. Burrell (OE)

Accession No.: ML073530485

OFFICE	BC:DSO/NSIR		OE		DD:DSO/NSIR		D:DSO/NSIR	
NAME	RAlbert (JBeardsley for)		RBarnes (MBurrell for)		RCorreia		DDorman	
DATE	12/19/2007		12/21/2007		12/21/2007		12/21/2007	