



DAVE BAXTER
Vice President
Oconee Nuclear Station

Duke Energy Corporation
ON01VP/7800 Rochester Highway
Seneca, SC 29672

864-885-4460
864-885-4208 fax
dabaxter@dukeenergy.com

May 27, 2008

U.S. Nuclear Regulatory Commission
ATTENTION: Document Control Desk
Washington, D.C. 20555

Subject: Duke Energy Carolinas, LLC
Oconee Nuclear Site Units 1, 2, and 3
Docket Numbers 50-269, 50-270 and 50-287
Request for Extension of Period of Enforcement Discretion during
Implementation of NFPA 805

In a letter dated June 8, 2005, the Nuclear Regulatory Commission (NRC) acknowledged Duke Energy Carolinas, LLC (Duke) intention to adopt National Fire Protection Association (NFPA) Standard 805, "NFPA 805, Performance-Based Standard for Fire Protection for Light-Water Reactor Electric Generating Plants," 2001 edition, pursuant to 10 CFR 50.48(c), and granted Oconee (ONS) enforcement discretion during the expected 24 month transition period.

On April 18, 2006, the NRC published in Federal Register Notice 71 FR 19905 a revision in its enforcement policy extending the NFPA transition discretion period from 24 to 36 months. Duke requested an extension be applied to ONS in a letter dated April 30, 2007. The enforcement discretion extension was granted in a letter from the NRC dated June 1, 2007. Enforcement discretion is currently scheduled to end on May 31, 2008.

ONS is one of two pilot plants for NFPA 805 transition. As a result of pilot plant activities, ONS is working closely with the NRC on transition activities. In an April 14-16 Pilot meeting and a May 22, 2008 conference call, Duke communicated to the NRC that the NFPA 805 License Amendment Request (LAR) will be submitted in two parts. The first part will contain everything but the final Probabilistic Risk Analysis information, the change evaluation summaries, and the committed modifications. These items will be provided at a later date. Because of the unique nature of the LAR, additional time is being taken to ensure that Duke is meeting its internal quality standards. As a result,

U. S. Nuclear Regulatory Commission
May 27, 2008
Page 2 of 4

Duke requests that the enforcement discretion period be extended two additional weeks.

Duke will submit the NFPA 805 Transition Report and LAR by June 13, 2008.

If there are any questions, please contact Reene' Gambrell at (864) 885-3364.

Sincerely,

A handwritten signature in black ink, appearing to read "Dave Baxter". The signature is fluid and cursive, with a large loop at the end.

Dave Baxter, Vice President
Oconee Nuclear Site

U. S. Nuclear Regulatory Commission
May 27, 2008
Page 3 of 4

cc w/enclosures :

Mr. Luis Reyes, Regional Administrator
U. S. Nuclear Regulatory Commission – Region II
Atlanta Federal Center
61 Forsyth St., SW, Suite 23T85
Atlanta, GA 30303

Mr. L. N. Olshan, Project Manager
Office of Nuclear Reactor Regulation
U. S. Nuclear Regulatory Commission
Mail Stop O-14 H25
Washington, D. C. 20555

Mr. Paul Lain
Office of Nuclear Reactor Regulation
U. S. Nuclear Regulatory Commission
Mail Stop O-11 A11
Washington, D. C. 20555

Mr. A. Hutto
Senior Resident Inspector
Oconee Nuclear Site

Susan E. Jenkins, Manager,
Infectious and Radioactive Waste Management Section
2600 Bull Street
Columbia, SC 29201