



May 22, 2008

DCP|NRC2155

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

ATTN: William M. McCabe
Chief Financial Officer

SUBJECT: NuStart AP1000 COL Project – NRC Project No. 740
Westinghouse AP1000 Design Certification Amendment – NRC Docket
Number 52-006
Payment of NRC Invoices

REFERENCE: (1) *“Westinghouse Application to Amend the AP1000 Design Certification Rule”*, A. Sterdis to U.S. NRC, May 26, 2007.
(2) E-mail from Peter Hastings to Sikhindra Mitra, *“Fee Billing for Review of AP1000 Design Control Document”*, September 27, 2007

In Reference 1, Westinghouse Electric Company (WEC) submitted an application for amendment of the AP1000 design certification. Reference 2 indicated that fees for NRC activities related to review of AP1000 Technical Reports (TRs) should be invoiced to NuStart, consistent with arrangements implemented under Project Number 740. It also indicated that, for activities related to review of the AP1000 Design Control Document (DCD) Rev. 16, WEC should be invoiced directly.

Since then, the WEC amendment application has been accepted and docketed on January 18, 2008 (Docket Number 052-006). NuStart and WEC have concluded that the appropriate time for the transition from invoicing NuStart to invoicing WEC is the docketing of the application. Accordingly, all NRC review fees incurred by the NRC on or after the January 18, 2008, that are related to current and future AP1000 DCD revisions and all Westinghouse submitted technical reports referenced by the DCD revisions, should be invoiced directly to Westinghouse under NRC Docket Number 52-006.

NuStart has consulted with the NRC Staff and established that Project Number 740 will continue to accrue miscellaneous NRC charges associated with AP1000-generic issues through the AP1000 Design-Centered Work Group (DCWG).

If you have questions, please contact Peter Hastings, AP1000 DCWG Lead, at (980) 373-7820 or Robert Sisk, Westinghouse Manager of Licensing and Customer Interface, (412) 374-6206.

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Sincerely,



Marilyn C. Kray
President
NuStart Energy Development, LLC



William E. Cummins
Vice President, Regulatory Affairs and
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Westinghouse Electric Company

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