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August 14, 2008

Mr. Joseph Pollock  
Site Vice President  
Entergy Nuclear Operations, Inc.  
Indian Point Energy Center  
450 Broadway, GSB  
P.O. Box 249  
Buchanan, NY 10511-0249

SUBJECT: INDIAN POINT ENERGY CENTER - NRC PHYSICAL SECURITY BASELINE  
INSPECTION REPORT NOS. 05000247/2008402 AND 05000286/2008402

Dear Mr. Pollock:

On July 11, 2008, the U.S. Nuclear Regulatory Commission (NRC) completed a security baseline inspection at your Indian Point Energy Center. The inspection covered one or more of the key attributes of the security cornerstone of the NRC's Reactor Oversight Process. The enclosed report documents the inspection results, which were discussed on July 11, 2008, with Mr. Patric Conroy, Director, Nuclear Safety Assurance, and other members of your staff.

The inspection examined activities conducted under your licenses as they relate to security and compliance with the Commission's rules and regulations and with the conditions of your licenses. The inspectors reviewed selected procedures and records, observed activities, and interviewed personnel.

This report documents three NRC identified findings of very low security significance (i.e. Green as determined by the Physical Protection Significance Determination Process). The deficiencies were promptly corrected or compensated for, and the plant was in compliance with applicable physical protection and security requirements within the scope of the inspection before the inspectors left the site. The findings had cross-cutting aspects in the area of Human Performance, including work practices and resources. Additionally, a licensee-identified violation which was determined to be of very low security significance is listed in this report. However, because of the very low security significance and because they are entered into your corrective action program, the NRC is treating these violations as non-cited violations (NCVs) consistent with Section VI.A.1 of the NRC Enforcement Policy.

When separated from its Enclosure, this document is DECONTROLLED.
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If you contest these non-cited violations, you should provide a response within 30 days of the date of this inspection report, with the basis for your denial, to the Nuclear Regulatory Commission, ATTN.: Document Control Desk, Washington DC 20555-0001; with copies to the Regional Administrator Region I; the Director, Office of Enforcement, United States Nuclear Regulatory Commission, Washington, DC 20555-0001; and the NRC Resident Inspector at Indian Point Energy Center (IPEC).

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 (PARS) component of NRC's document system, ADAMS. ADAMS is accessible from the NRC Website at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). However, because of the security-related information 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.

In accordance with 10 CFR 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for your response, if any. This practice will ensure that your response will not be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system, ADAMS. If Safeguards Information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21. Otherwise, mark your entire response "Security-Related Information - Withhold Under 10 CFR 2.390" and follow the instructions for withholding in 10 CFR 2.390(b)(1).

Sincerely,

*/RA/*

James M. Trapp, Chief  
Plant Support Branch 1  
Division of Reactor Safety

Docket Nos. 50-247, 50-286  
License Nos. DPR-26, DPR-64

Enclosure: Inspection Report Nos. 05000247/2008402 and 05000286/2008402  
w/Attachment: Supplemental Information (OUO-SRI)

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Division of Reactor Safety

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SUNSI Review Complete:    JMT    (Reviewer’s Initials)

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DATE	08/12/08	08/12/08	08/13/08	08/13/08	08/14/08

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cc w/encl; w/OUO-SRI:

D. Gagnon, Site Security Manager, Indian Point Energy Center  
J. Spath, New York State Energy Research, SLO Designee  
F. Tabert, Assistant Director, NY State, Department of Homeland Security  
M. Balboni, Deputy Secretary for Public Safety

cc w/o encl; w/o OUO-SRI:

Senior Vice President, Entergy Nuclear Operations  
Vice President, Operations, Entergy Nuclear Operations  
Vice President, Oversight, Entergy Nuclear Operations  
Senior Manager, Nuclear Safety and Licensing, Entergy Nuclear Operations  
Senior Vice President and COO, Entergy Nuclear Operations  
Assistant General Counsel, Entergy Nuclear Operations  
Manager, Licensing, Entergy Nuclear Operations  
C. Donaldson, Esquire, Assistant Attorney General, New York Department of Law  
A. Donahue, Mayor, Village of Buchanan  
J. G. Testa, Mayor, City of Peekskill  
R. Albanese, Four County Coordinator  
S. Lousteau, Treasury Department, Entergy Services, Inc.  
Chairman, Standing Committee on Energy, NYS Assembly  
Chairman, Standing Committee on Environmental Conservation, NYS Assembly  
Chairman, Committee on Corporations, Authorities, and Commissions  
M. Slobodien, Director, Emergency Planning  
P. Eddy, NYS Department of Public Service  
Assemblywoman Sandra Galef, NYS Assembly  
T. Seckerson, County Clerk, Westchester County Board of Legislators  
A. Spano, Westchester County Executive  
R. Bondi, Putnam County Executive  
C. Vanderhoef, Rockland County Executive  
E. A. Diana, Orange County Executive  
T. Judson, Central NY Citizens Awareness Network  
M. Elie, Citizens Awareness Network  
D. Lochbaum, Nuclear Safety Engineer, Union of Concerned Scientists  
Public Citizen's Critical Mass Energy Project  
M. Mariotte, Nuclear Information & Resources Service  
F. Zalzman, Pace Law School, Energy Project  
L. Puglisi, Supervisor, Town of Cortlandt  
Congressman John Hall  
Congresswoman Nita Lowey  
Senator Hillary Rodham Clinton  
Senator Charles Schumer  
G. Shapiro, Senator Clinton's Staff  
J. Riccio, Greenpeace  
P. Musegaas, Riverkeeper, Inc.  
M. Kaplowitz, Chairman of County Environment & Health Committee  
A. Reynolds, Environmental Advocates

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D. Katz, Executive Director, Citizens Awareness Network

K. Coplan, Pace Environmental Litigation Clinic

M. Jacobs, IPSEC

W. Little, Associate Attorney, NYSDEC

M. J. Greene, Clearwater, Inc.

R. Christman, Manager Training and Development

A. J. Kremer, New York Affordable Reliable Electricity Alliance (NY AREA)

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