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10 CFR 52.3

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September 30, 2008

UN#08-042

ATTN: Document Control Desk
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: UniStar Nuclear Energy, NRC Project No. 759
Submittal of the Combined License Application for the Nine Mile Point 3
Nuclear Power Plant, Safeguards/Security Plan Part

Reference: Letter UN#08-041, from Greg Gibson (UniStar Nuclear Energy) to U.S.
Nuclear Regulatory Commission, "UniStar Nuclear Energy, NRC Project
No. 759, Submittal of the Combined License Application for the Nine Mile
Point 3 Nuclear Power Plant; and Application for Withholding of
Documents," dated September 30, 2008

On September 30, 2008 (Reference), UniStar Nuclear Energy submitted the Combined
License (i.e., COL) application for a proposed Nine Mile Point 3 Nuclear Power Plant
(NMP3NPP). The COL application references the U.S. EPR Standard Design.

The September 30, 2008 letter states that Part 8 of the COL application, "Safeguards/
Security Plans," as specified by the U.S. EPR COL Application Standardization Matrix,
includes the Security Plan and Security Assessment. These two documents contain
Safeguards Information (SGI) as defined in 10 CFR 73.21, "Requirements for the
protection of safeguards information," paragraph (b), and therefore are to be submitted

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REMOVAL OF THE ENCLOSURE, THIS LETTER IS "DECONTROLLED."

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separately. This letter transmits the Security Plan and Security Assessment portions of the NMP3NPP COL application. Accordingly, the requirements of 10 CFR 52.79, "Contents of applications; technical information in final safety analysis report," paragraphs (35), (36), and (37) are addressed in the COL application by submittal of these documents.

The Security Plan, which consists of the Physical Security Plan, the Guard Force Training and Qualification Plan, and the Safeguards Contingency Plan, and the Security Assessment, are provided on the CD in the enclosure. Since the Security Plan and Security Assessment contain SGI, we request that these documents be withheld from public disclosure. The enclosed CD is properly marked.

If you have any questions or need additional information, please contact me at (410) 470-4205.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 30, 2008



Greg Gibson

Enclosure: NMP3NPP Security Plan and Security Assessment CD
(Safeguards Information)

cc: U.S. NRC Region I (4 copies)
NRC Project Manager, U.S. EPR Combined License Application (w/o enclosure)
NRC Project Manager, U.S. EPR Design Certification Application (w/o enclosure)

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