Progress Energy

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Document Control Desk
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Shearon Harris Nuclear Power Plants Units 2 and 3
Docket Nos. 52-022 and 52-023
Levy Nuclear Power Plants Units 1 and 2
Docket Nos. 52-029 and 52-030

Review of Bellefonte Requests for Additional Information for Applicability to Shearon Harris Nuclear Power Plants Units 2 and 3 and Levy Nuclear Power Plants Units 1 and 2

Ladies and Gentlemen:

Progress Energy Corporation (PEC) has reviewed responses to requests for information (RAIs) submitted to the NRC on June 26, 2008, for the proposed Bellefonte Nuclear Plants, Docket Nos. 52-014 and 52-015, for applicability to the proposed Shearon Harris Nuclear Plants Units 2 and 3 (HAR) and the Levy Nuclear Power Plants Units 1 and 2 (LNP).

Although the Tennessee Valley Authority (TVA) response states "This response is expected to be STANDARD for the S-COLAS," our review has determined that the response to NRC RAI 17.05-06 does not address the Quality Assurance Program Description Topical Report (QAPDTR) submitted for the proposed Shearon Harris Nuclear Power Plants Units 2 and 3 and Levy Nuclear Power Plants Units 1 and 2. The response addresses questions associated with the Independent Review activities described in Part II, Section 2.7 of the Bellefonte Quality Assurance Program Description (QAPD). The Bellefonte QAPD along with the Progress Energy QAPDTR submitted for HAR 2 and 3 and LNP 1 and 2 were developed in accordance with NRC approved template NEI 06-14A revision 4. NEI 06-14A provided two different acceptable options for implementing the required activities associated with the Independent Review Process. In the Bellefonte QAPD, TVA elected to implement Option II as described in Part II Section 2.7 of NEI 06-14A revision 4, while Progress Energy elected to implement Option I as described in this same section. NRC RAI 17.05-06 and the TVA response addressed NRC concerns with information that was not properly included in the standard text for Option II as described in NEI 06-14A revision 4. Because Progress Energy did not elect to implement Option II in its QAPDTR, but instead elected Option I which did not contain the error being

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addressed, the TVA STANDARD response is not applicable to the Progress Energy S-COLAs.

If you have any questions, or need additional information, please contact Bob Kitchen at (919) 546-6992.

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

Executed on this 6th day of November, 2008.

Sincerely,

Garry D. Miller
General Manager
Nuclear Plant Development

cc: U.S. NRC Director, Office of New Reactors/NRLPO
U.S. NRC Office of Nuclear Reactor Regulation/NRLPO
U.S. NRC Region II, Regional Administrator
U.S. NRC Resident Inspector, SHNPP Unit 1
Mr. Manny Comar, Project Manager, Division of New Reactor Licensing
Mr. Brian Anderson, Project Manager, Division of New Reactor Licensing