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January 7, 2009

Mr. William D. Reckley Chief Rulemaking, Guidance, and Advanced Reactor Branch U.S. Nuclear Regulatory Commission Washington DC 20555-0001

Subject: Revised and Additional Examples of Preconstruction Activities

Project Number: 689

On October 16, 2008, the Nuclear Energy Institute (NEI) submitted for NRC consideration examples of activities that industry considers to be preconstruction. NRC provided feedback on those examples during a public meeting on November 6, 2008. We have modified the original nine examples to address those comments. In addition to the previous example on cooling tower foundations, we have included an example on complete cooling towers.

The revised examples and one additional example are enclosed for your review. We would appreciate your feedback during our upcoming (January 14) public meeting on whether or not these examples reflect proper characterization as preconstruction. We would also welcome staff feedback on the enclosed flowchart showing the process used to generate these examples.

If you have any questions about these examples, please contact me or Kimberly Keithline (202-739-8121, kak@nei.org).

Sincerely,

ANZE

Russell J. Bell

Enclosures

c: Ms. Nanette Giles, U.S. Nuclear Regulatory Commission Mr. Alan Blamey, U.S. Nuclear Regulatory Commission NRC Document Control Desk