



SAFEGUARDS INFORMATION

**UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II
SAM NUNN ATLANTA FEDERAL CENTER
61 FORSYTH STREET, SW, SUITE 23T85
ATLANTA, GEORGIA 30303-8931**

October 19, 2009

Mr. David A. Baxter
Site Vice President
Duke Power Company, LLC d/b/a Duke Energy Carolinas, LLC
Oconee Nuclear Station
7800 Rochester Highway
Seneca, SC 29672

**SUBJECT: OCONEE NUCLEAR STATION - NRC SECURITY INSPECTION REPORT
05000269/2009403, 05000270/2009403, AND 05000287/2009403**

Dear Mr. Baxter:

On September 18, 2009, the U.S. Nuclear Regulatory Commission (NRC) completed a security baseline inspection at your Oconee Nuclear Station Units 1, 2, and 3. The inspection covered one or more of the key attributes of the security cornerstone of the NRC's Reactor Oversight Process. The enclosed inspection report documents the inspection results, which were discussed on September 17, 2009, with you and other members of your staff. A re-exit meeting was conducted by telephone on October 13, 2009, with Mr. Terry King and other members of your staff.

Enclosures transmitted herewith contain SUNSI. When separated from enclosures, this transmittal document is decontrolled.

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

This report documents one NRC identified finding of very low security significance (i.e., Green as determined by the Physical Protection Significance Determination Process). The deficiency was corrected or compensated for, and the plant was in compliance with applicable physical protection and security requirements within the scope of this inspection before the inspector left the site. However, because of the very low safety significance and because the deficiency was entered into your corrective action program, the NRC is treating this violation as non-cited violation (NCV) consistent with Section VI.A.1 of the NRC Enforcement Policy. If you contest this violation, you should provide a response within 30 days of the date of this inspection report, with the basis for your disagreement, to the Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, D.C. 20555-0001; and the NRC Resident Inspector at the Oconee Nuclear Station (ONS). In addition, if you disagree with the characterization of any finding in this report, you should provide a response within 30 days of the date of this inspection report, with the basis for your disagreement, to the Regional Administrator, Region II, and the NRC

SAFEGUARDS INFORMATION

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DPC

2

Resident Inspector at the Oconee Nuclear Station. The information you provide will be considered in accordance with the Inspection Manual Chapter 0305.

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 concerns 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,



Michael Ernest, Chief
Plant Support Branch 2
Division of Reactor Safety

Docket Nos.: 50-269, 50-270, 50-287
License Nos: DPR-38, DPR-47, DPR-55

Enclosure: Inspection Report 05000269/2009403, 05000270/2009403, and
05000287/2009403 w/ Attachment: Supplemental Information (**Removed**)

cc w/encl: See Page 3

SAFEGUARDS INFORMATION

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3

cc w/encl:
David A. Baxter
Vice President
Oconee Nuclear Station
Duke Energy Carolinas, LLC
7800 Rochester Highway
Seneca, SC 29672

Terry W. King
Security Manager
Duke Energy Carolinas, LLC
Oconee Nuclear Station
7800 Rochester Highway
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Daniel C. Durham
Security Support
Duke Energy Carolinas, LLC
Oconee Nuclear Station – ON01SC
7800 Rochester Highway
Seneca, SC 29672

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2

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Sincerely,

/RA/

Michael Ernstes, Chief
Plant Support Branch 2
Division of Reactor Safety

Docket Nos.: 50-269, 50-270, 50-287
License Nos: DPR-38, DPR-47, DPR-55

Nonpublic Enclosure: Inspection Report 05000269/2009403, 05000270/2009403, and
05000287/2009403 w/ Attachment: Supplemental Information

cc w/ encl: See Page 3

X PUBLICLY AVAILABLE SGI REMOVED NON-PUBLICLY AVAILABLE SENSITIVE X NON-SENSITIVE

ADAMS: ☐ Yes ACCESSION NUMBER: _____ x SUNSI REVIEW COMPLETE

OFFICE	RII:DRS	RII:DRS	RII:DRP		
SIGNATURE	/RA/	/RA/	/RA/		
NAME	A. True	M. Ernstes	J. Bartley		
DATE	10/13/2009	10/14/2009	10/14/2009		
E-MAIL COPY?	YES NO	YES NO	YES NO		

OFFICIAL RECORD COPY

DOCUMENT NAME: Oconee Inspection Report 2009403.doc

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