

## Sénsitive Information Withhold From Públic Disclosure Under 10 CFR § 2:390(a)(3)

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October 6, 2010

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

Subject:

Duke Energy Carolinas, LLC

William States Lee III Nuclear Station - Docket Nos. 52-018 and 52-019

AP1000 Combined License Application for the William States Lee III Nuclear Station Units 1 and 2 Response to Request for Additional Information

Ltr# WLG2010.10-01

Reference:

Letter from Sarah Lopas (NRC) to Bryan Dolan (Duke Energy), Follow-Up

Requests for Additional Information Regarding the Supplement to the

Environmental Report for the William States Lee III Nuclear Station, Units 1 and 2 Combined License Application, dated September 14, 2010 (ML102371173)

This letter provides the Duke Energy response to the following Nuclear Regulatory Commission's request for additional information (RAI) included in the referenced letter.

RAI 218, Cultural Resources

The response to the NRC information request described in the referenced letter is addressed in an enclosure, which also identifies associated changes to the Combined License Application for the Lee Nuclear Station, when appropriate. The information requested was obtained from the South Carolina Institute for Archaeology and Anthropology. The information requested is protected from public disclosure under the provisions of 16 USC 470hh, Confidentiality of information concerning the nature and location of archaeological resources. Consequently, Duke Energy requests that this enclosure be withheld from public disclosure in accordance with the provisions of 10 CFR 2.390(a)(3).

If you have any questions or need any additional information, please contact Peter S. Hastings, Nuclear Plant Development Licensing Manager, at 980-373-7820.

Bryah J. Dolan Vice President

Nuclear Plant Development

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Cover Letter Without The Enclosure Is
Not Sensitive Information

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Enclosure:

1) RAI 218, Cultural Resources

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## AFFIDAVIT OF BRYAN J. DOLAN

- 1. I am Vice President, Nuclear Plant Development, and as such have the responsibility for reviewing the information sought to be withheld from public disclosure in connection with this submittal and am authorized to apply for its withholding on behalf of Duke Energy Carolinas, LLC (Duke).
- 2. I am making this affidavit in accordance with the provisions of 10 CFR 2.390 of the regulations of the Nuclear Regulatory Commission (NRC) and in conjunction with Duke's application for withholding which accompanies this affidavit.
- 3. I have knowledge of the criteria used by Duke in designating information as sensitive, proprietary or confidential.
- 4. Pursuant to paragraph (a)(3) of 10 CFR 2.390, the following is furnished for consideration of the NRC in determining whether the information sought to be withheld from public disclosure should be withheld.
  - a. The information sought to be withheld from public disclosure contains the location of cultural resource and archaeological sites.
  - b. The information is protected from public disclosure in accordance with the provisions of 16 USC 470hh, Confidentiality of information concerning the nature and location of archaeological resources.
  - c. The information is transmitted to the NRC in confidence and under the provisions of 10 CFR 2.390; it is to be received in confidence by the NRC.

Brvan J. Dolan

(Continued)

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## AFFIDAVIT OF BRYAN J. DOLAN

Bryan J. Dolan, being duly sworn, states that he is Vice President, Nuclear Plant Development, Duke Energy Carolinas, LLC, that he is authorized on the part of said Company to sign and file with the U. S. Nuclear Regulatory Commission this supplement to the combined license application for the William States Lee III Nuclear Station and that all the matter and facts set forth herein are true and correct to the best of his knowledge.

Bryan J. Holan	· · · · · · · · · · · · · · · · · · ·	
Bryan J. Bolan		
Subscribed and swo	rn to me on October 6, 2010	
Vick	e M Prevact	
Notary Public		
My commission expi	res: <u>May 11, 2011</u>	
SEAL {	VICKIE M PRENATT  NOTARY PUBLIC  Meddenburg County  North Carolina  My Commission Expires May 11, 2011	

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xc (w/o enclosure):

Loren Plisco, Deputy Regional Administrator, Region II Robert Schaaf, Branch Chief, DSER

xc (w/ enclosure):

Sarah Lopas, Project Manager, DSER Brian Hughes, Senior Project Manager, DNRL