



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

OFFICE OF THE
SECRETARY

November 18, 2010

Richard Van Antwerp
FBI HQ – Rm. 5129
935 Pennsylvania Avenue, NW
Washington, DC 20535

Dear Mr. Van Antwerp:

The Nuclear Regulatory Commission (NRC) is pleased that you will participate in a closed Commission meeting on counterintelligence, Tuesday, December 21, 2010, at 1:00 p.m. The meeting will be held in the Sensitive Compartmented Information Facility (SCIF) on the second floor of the NRC's Headquarters building at One White Flint North, Rockville, Maryland. The panel you are on will begin at approximately 1:35 p.m. The Commission is interested in hearing your views, representing the FBI, on counterintelligence threat. I am enclosing a copy of the draft meeting agenda for your information (enclosure 1). My staff will keep you informed of any updates to the agenda.

The draft agenda provides up to 10 minutes for your presentation followed by a dialogue with the Commission. If you plan to use written material, including handouts/slides, we would appreciate receiving your materials by December 14, 2010, preferably in electronic form, so that it can be distributed to the Commission for review in advance of the meeting. Please email your materials to Ms. Rochelle Baval and Ms. Sandy Joosten (rochelle.baval@nrc.gov and sandy.joosten@nrc.gov) in the Office of the Secretary. If you have any questions, please have your staff contact Ms. Baval at 301-415-1651.

The NRC Headquarters building is located opposite the White Flint Metro Station on Rockville Pike and Marinelli Drive, Rockville, Maryland. Reserved visitor parking for Commission guests is available. If you wish to use reserved parking, please notify Ms. Baval in advance. When you arrive at the entrance to the NRC campus on Marinelli Drive a security guard will call for an escort.

Sincerely,

A handwritten signature in black ink that reads "Andrew L. Bates".

Andrew L. Bates
Acting Secretary of the Commission

Enclosure:
1. Draft Agenda

Draft: 11/18/10

SCHEDULING NOTE

Title: **BRIEFING ON SECURITY ISSUES (Closed – Ex. 1)**
(Counterintelligence Program)

Scheduled: **Tuesday, December 21, 2010**
1:00 pm

Duration: Approx. 2 hours and 45 minutes

Location: OWFN SCIF

Participants: **Presentation**

Part 1

Pat Jenny, Security Manager, GEH Wilmington, NC (SILEX) **10 mins.***
(Facility conducting a pilot CI Program.)

Topic:

- Counterintelligence Program for Licensees – Implementation Challenges

Commission Q & A **25 mins.**

Note: Ms. Jenny will not stay for the next discussions, as they will be pre-decisional for a Counterintelligence Program for licensees.

Break **5 mins.**

Part 2

External Participants **40 mins.***

Robert "Bear" Bryant, The National Counterintelligence Executive (NCIX) **20 mins.***

Topics

- Counterintelligence defined
- NT-50 Agencies – What's at Risk
- The global foreign intelligence threat NRC faces
 - Supply chain vulnerabilities
 - Insider threats
 - Cyber threats
 - Nuclear proliferation
- Core Elements of a CI Program

Richard Van Antwerp, (Supervisory Special Agent),
Unit Chief, Critical National Assets Integrated Counterintelligence
Coordination Unit, Federal Bureau of Investigation 10 mins.*

Topic

- The Counterintelligence Threat

Bruce Held, Director, Office of Intelligence and Counterintelligence,
Department of Energy 10 mins.*

Topic

- Department of Energy’s Counterintelligence Program

Commission Q & A 25 mins.

Break 5 mins.

NRC Staff 35 mins.*

Bill Borchardt, Executive Director for Operations

Ralph Way, Senior Level Advisor, Division of Security Operations, NSIR

Todd Masse, Chief, Intelligence Liaison and Threat Assessment Branch, Division of
Security Operations, NSIR

Laura Pearson, Intelligence Analyst, Intelligence Liaison and Threat Assessment
Branch, Division of Security Operations, NSIR

(1) A Proposal for CI at the NRC (25 mins*)

NRC staff will present their methodology, research findings, and options for the establishment of a CI Program at the NRC. These issues will be included at the highest level of analysis – resource considerations will be briefed – as well as the some of the regulatory tools available should the Commission decide to impose CI requirements on some set of licensees.

Topics:

- NRC equities – what the NRC needs to protect
- Foreign intelligence threats to NRC information, technologies, and programs
- The scope of any potential CI Program – the “closed loop” system
- Options for an NRC CI Program

(2) Regulatory tools available to impose CI requirements on some set of licensees
(10 mins.*)

Commission Q & A 25 mins.

Discussion – Wrap-up

5 mins.

*For presentation only and does not include time for Commission Q & A's

Documents:

Staff background material, including paper on NRC Counterintelligence Program due 12/7/10 (paper extended from 11/8/10).

Slides due to SECY: December 14, 2010.