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**LEVY NUCLEAR PLANT, UNITS 1 AND 2  
DOCKET NOS. 52-029 AND 52-030  
VOLUNTARY SUBMITTAL OF CHANGES TO BE MADE IN A FUTURE REVISION OF THE  
LEVY NUCLEAR PLANT UNITS 1 AND 2 COMBINED LICENSE APPLICATION**

Reference: 1. Letter from Christopher M. Fallon (DEF) to Nuclear Regulatory Commission (NRC), dated July 25, 2013, "Submittal of COL Application, Revision 6,"  
Serial: NPD-NRC-2013-029

Ladies and Gentlemen:

The Levy Nuclear Plant Units 1 and 2 COL application (COLA), Revision 6, was submitted to the NRC on July 25, 2013 (Reference 1). This COLA revision contains information related to the Engineering, Procurement and Construction (EPC) agreement executed on December 31, 2008, between Progress Energy Florida (now doing business as Duke Energy Florida (DEF)) and a Consortium comprised of Westinghouse and Stone & Webster, Inc. (now doing business as Chicago Bridge and Iron (CB&I)). On January 28, 2014, DEF terminated the EPC agreement for the proposed Levy Nuclear Plant Units 1 and 2 by sending notice of termination to the Westinghouse/CB&I Consortium.

Enclosure 1 to this letter identifies the information to be revised in FSAR Chapters 1 and 13 in a future revision of the Levy Nuclear Plant Units 1 and 2 COLA in order to remove reference to the Westinghouse/CB&I Consortium and the associated EPC agreement.

If you have any further questions, or need additional information, please contact Bob Kitchen at (704) 382-4046, or me at (704) 382-9248.

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

Executed on June 3, 2014.

Sincerely,

Christopher M. Fallon  
Vice President  
Nuclear Development

DO94  
MRO

United States Nuclear Regulatory Commission  
NPD-NRC-2014-019  
Page 2 of 2

Enclosure: Associated LNP COLA Revisions

cc: U.S. NRC Region II, Regional Administrator  
Mr. Donald Habib, U.S. NRC Project Manager

**Duke Energy**

**Enclosure**

**Levy Nuclear Plant Units 1 and 2**

**Associated COLA Revisions  
(2 pages including cover page)**

### Associated LNP COLA Revisions

1. Revise COLA Part 2, FSAR Chapter 1, Subsection 1.4.1 with a LMA of LNP SUP 1.4-1 to delete the fourth paragraph that refers to the execution of an EPC contract.
2. Revise COLA Part 2, FSAR Chapter 1, Subsection 1.4.1 with a LMA of LNP SUP 1.4-2 to replace the second and third paragraphs with the following paragraph:

Not all participants have been identified at this time. Additional participants may be required. Changes to this subsection are required to identify additional participants, principal consultants, outside service organizations, or contractors for the design, construction, and operation of LNP. Changes are also required to delineate the division of responsibility among the certified plant designer, architect-engineer, constructor, and plant operator as appropriate.

3. Revise COLA Part 2, FSAR Chapter 1, Table 1.1-201 to delete the acronym CB&I Chicago Bridge and Iron
4. Revise COLA Part 2, FSAR Chapter 13, Section 13.7 with a LMA of LNP SUP 13.7-1, the first five bullets, to read as follows:
  - The construction site area is defined in the Physical Security Plan and will be under the control of the primary site contractor. The 10 CFR Part 26 requirements will be implemented for the construction site area based on the descriptions provided in Table 13.4-201.
  - Construction Workers & First Line Supervisors (primary site contractor employees and subcontractors) are covered by the Duke-approved construction FFD Program (elements Subpart K).
  - Duke employees and Duke subcontractor's construction management and oversight personnel are covered by a Duke Operations FFD Program and the primary site contractor's employees and the primary site contractor's subcontractors, construction management, and oversight personnel will be covered by the Duke-approved FFD Program (elements Subpart A - H, N and O).
  - Duke security personnel are covered by a Duke Operations FFD Program and the primary site contractor's security personnel are covered by the Duke-approved FFD Program (elements Subpart A - H, N and O). This coverage is applicable from the start of construction activities to the earlier of (1) the receipt of SNM in the form of fuel assemblies, or (2) the establishment of a Protected Area, or (3) the 10 CFR 52.103(g) finding.
  - Duke FFD Program personnel are covered by a Duke Operations FFD Program and the primary site contractor's FFD Program personnel will be covered by the Duke-approved FFD Program (elements Subpart A - H, N and O, and C per licensee's discretion).