Dominion Energy Kewaunce, Inc. 5000 Dominion Boulevard, Glen Allen, VA 23060



## SAFEGUARDS INFORMATION-

February 15, 2008

Re: 10 CFR 2.202 10 CFR 72.4

Attention: Document Control Desk

Serial No.:

08-0039

Director, Division of Spent Fuel Storage and Transportation NL&OS/MAE: R1"

Office of Nuclear Material Safety and Safeguards

Docket No.:

Washington, D.C. 20555-0001

## DOMINION ENERGY KEWAUNEE, INC.

**KEWAUNEE POWER STATION** 

ANSWER TO ORDER FOR ADDITIONAL SECURITY MEASURES (ASMs) AND FINGERPRINTING FOR UNESCORTED ACCESS FOR CERTAIN SPENT FUEL STORAGE LICENSEES DATED JANUARY 28, 2008

On January 28, 2008, the Nuclear Regulatory Commission (NRC) issued an Order (EA-07-195), "Issuance Of Order For Implementation Of Additional Security Measures And Fingerprinting For Unescorted Access For Certain Spent Fuel Storage Licensees - Kewaunee Power Station Independent Spent Fuel Storage Installation," (the Order). The Order modified the general license for the proposed Independent Spent Fuel Storage Installation (ISFSI). The Order required that Dominion Energy Kewaunee, Inc. (DEK) 1) immediately start implementation of the requirements of Attachments 1 and 2 of the Order, 2) complete implementation of the requirements of Attachments 1 and 2 of the Order no later than 180 days from the date of the Order, and 3) provide a schedule for achieving compliance with each requirement described in Attachments 1 and 2 of the Order within twenty (20) days of the date of the Order. In any event, implementation of ASMs is to be completed before the first day that spent fuel is initially placed in the ISFSI.

In accordance with Section IV of the Order and 10 CFR 2.202, DEK hereby submits its answer to the Order. Attachment 1 to this letter provides a response to each of the items stated in Section D of Attachment 1 to the Order and provides a schedule for the implementation of each item. Attachment 2 to this letter provides a response to Attachment 2 to the Order and addresses the implementation of these items. DEK consents to the Order as described in Attachments 1 and 2, and does not request a hearing.

Consistent with Section III of the Order, DEK requests relaxation of the schedule for the completion of the implementation of the items addressed in Attachment 1 of the Order. Section III.A of the Order requires that implementation be completed no later than 180 days from the date of the Order. This date is July 28, 2008. The ISFSI is currently

NOTE: ATTACHMENT 1 TO THIS LETTER CONTAINS "SAFEGUARDS INFORMATION" AND MUST BE PROTECTED ACCORDINGLY. UPON REMOVAL OF ATTACHMENT 1, THE REMAINDER OF THIS LETTER IS DECONTROLLED.

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scheduled to initially store spent fuel in the Fall of 2008, and initial storage could be delayed until Spring 2009. Therefore, DEK requests relaxation of the schedule for the completion of the implementation of the ASMs contained in Attachment 1 to completion "before the first day that spent fuel is initially placed in the ISFSI." For these reasons DEK demonstrates good cause shown to support relaxation of the completion of the implementation of the Order.

Attachment 1 to this letter contains Safeguards Information as defined by 10 CFR 73.21 and its disclosure to unauthorized individuals is prohibited by Section 147 of the Atomic Energy Act of 1954, as amended.

If you have any questions or require additional information, please contact Ms. Margaret Earle at (804) 273-2768.

Sincerely,

Leslie N. Hartz

Vice President - Nuclear Support Services

COMMONWEALTH OF VIRGINIA

**COUNTY OF HENRICO** 

The foregoing document was acknowledged before me, in and for the County and Commonwealth aforesaid, today by Leslie N. Hartz, who is Vice President - Nuclear Support Services of Dominion Energy Kewaunee, Inc. She has affirmed before me that she is duly authorized to execute and file the foregoing document in behalf of that Company, and that the statements in the document are true to the best of her knowledge and belief.

Acknowledged before me this 15 m day of February , 2008.

My Commission Expires: (luquet 31, 2008

MARGARET 8. BENNETT
Notary Public 354302
Commonwealth of Virginia
My Commission Expires Aug 31, 2008

Mergase B. Present

Commitments made by this letter: As stated in Attachments 1 and 2 to the letter.

Attachment 1 - Response to Additional Security Measures (ASMs) for the Physical Protection of Dry Independent Spent Fuel Storage Installations, Section D (Safeguards Information)

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Attachment 2 - Response to Additional Security Measures for Access Authorization and Fingerprinting at Independent Spent Fuel Storage Installations

cc: Secretary, Office of the Secretary of the Commission (Without Attachments)
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555-0001
ATTN: Rulemakings and Adjudications Staff

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NRC Senior Resident Inspector (Without Attachments) Kewaunee Power Station

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