

PMLevyCOLPEm Resource

From: Habib, Donald
Sent: Monday, January 12, 2015 7:26 AM
To: PMLevyCOLPEm Resource
Subject: RE: NRC Public Call - Levy COLA

-----Original Appointment-----

From: Kitchen, Robert [<mailto:Robert.Kitchen@duke-energy.com>]

Sent: Monday, January 12, 2015 6:44 AM

To: Kitchen, Robert; Habib, Donald; Thornton, James R; Nolan, Kate; Waters, David; Fallon, Christopher M; Steve Franzone (Steve.Franzone@FPL.com)

Subject: NRC Public Call - Levy COLA

When: Wednesday, January 14, 2015 2:00 PM-2:30 PM (UTC-05:00) Eastern Time (US & Canada).

Where: 888-790-9491 (Passcode: 32673#)

Current agenda for this call is to discuss Duke RAI response re Levy contract.

Preliminary information is that NRC questions are focused on the following points provided in the RAI response (copy attached):

- “DEF and Westinghouse are currently negotiating a Memorandum of Understanding (MOU)”
- If there is no MOU then this does not support response
- “Westinghouse has confirmed in writing that it grants to DEF a nontransferable, revocable, royalty-free and nonexclusive license to use and copy Westinghouse’s Proprietary Data (as defined in the EPC Agreement)”
- NRC does not know what the EPC definition of proprietary information includes. Does this include safeguards and security information?
- “A contract between APOG and Westinghouse is in place stipulating “Subject to the terms and conditions herein and except with respect to CAP Information, Westinghouse hereby grants each Non-EPC APOG Member a nonexclusive, non-sublicensable, fully paid, indefinite license to use, copy and collaborate with APOG Members to use, the Deliverables for activities directly related to the regulatory licensing of the AP1000 nuclear power plant(s) for which it has submitted a Combined Operating License (COL) application(s) to the U.S. NRC and to maintain their respective COL(s).”
- NRC questions if this contract only addresses Deliverables under the APOG contract or if this would include the all AP1000 information including safeguards and security

<< File: NPD-NRC-2014-039.pdf >>

Hearing Identifier: Levy_County_COL_Public
Email Number: 1265

Mail Envelope Properties (E3D0DF334F617344BE38EB00C881B1B301DD2ED084B1)

Subject: RE: NRC Public Call - Levy COLA
Sent Date: 1/12/2015 7:25:51 AM
Received Date: 1/12/2015 7:25:52 AM
From: Habib, Donald

Created By: Donald.Habib@nrc.gov

Recipients:
"PMLevyCOLPEm Resource" <PMLevyCOLPEm.Resource@nrc.gov>
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