



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

November 6, 2015

Mr. John W. Pitesa  
Senior Vice President and Chief  
Nuclear Officer, Generation & Transmission  
Duke Energy  
Mail Code: EC3XP  
526 South Church St.  
Charlotte, NC 28202

SUBJECT: SHEARON HARRIS NUCLEAR POWER PLANT, UNIT 1 - ISSUANCE OF  
CORRECTED INDEMNITY AGREEMENT REGARDING DIRECT  
TRANSFER OF RENEWED FACILITY OPERATING LICENSES TO DUKE  
ENERGY PROGRESS, INC.

Dear Mr. Pitesa:

By orders dated July 6, 2015 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML15189A228), the U.S. Nuclear Regulatory Commission (NRC or the Commission) approved direct license transfers from North Carolina Eastern Municipal Power Agency (NCEMPA) to Duke Energy Progress, Inc. (Duke Energy) for Renewed Facility Operating License Nos. DPR-71 and DPR-62, for Brunswick Steam Electric Plant, Units 1 and 2, and Renewed Facility Operating License No. NPF-63 for Shearon Harris Nuclear Power Plant, Unit 1. Accordingly, the Commission issued Amendment Nos. 267, 295, and 147 to Renewed Facility Operating License Nos. DPR-71, DPR-62, and NPF-63 to reflect the direct transfer of the licenses of the percent of ownership from NCEMPA to Duke Energy and removal of NCEMPA from the licenses.

As part of the direct license transfer, amended Indemnity Agreements were issued. In September 2015, the NRC requested that Duke provide a status of the original signed Indemnity Agreement Amendments for Brunswick and Harris. In the process, a typographical error was identified in the Harris Amendment. Enclosed is the corrected Harris Amendment No. 5 to Indemnity Agreement No. B-103.

J. Pitesa

- 2 -

Please sign the corrected copies enclosed and keep one original for your records. Please send one original to the NRC's document control desk for proof of acceptance.

Sincerely,

A handwritten signature in black ink, appearing to read 'MB', with a long horizontal flourish extending to the right.

Martha Barillas, Project Manager  
Plant Licensing Branch II-2  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket No. 50-400

Enclosure:  
Amendment No. 5 to Indemnity  
Agreement No. B-103

cc w/enclosures:

Mr. Benjamin C. Waldrep, Site Vice President  
Shearon Harris Nuclear Power Plant  
Duke Energy  
5413 Shearon Harris Rd.  
New Hill, NC 27562-0165

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Docket No. 50-400

AMENDMENT TO INDEMNITY AGREEMENT NO. B-103  
AMENDMENT NO. 5

Effective [licensee signed date], Indemnity Agreement No. B-103, between Duke Energy Progress, Inc., and the United States Nuclear Regulatory Commission, dated October 28, 1985, as amended, is hereby further amended as follows:

The name "North Carolina Eastern Municipal Power Agency" is deleted wherever it appears in the agreement and substituted in lieu thereof by the name:

"Duke Energy Progress, Inc."

Item 1 of the Attachment to the indemnity agreement is modified by deleting the name "North Carolina Eastern Municipal Power Agency" wherever it appears in the agreement and substituted in lieu thereof by the name:

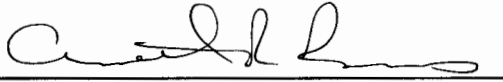
|                   |   |
|-------------------|---|
| Item 1 – Licensee | Duke Energy Progress, Inc.                                      |
| Address           | 526 South Church St.<br>Charlotte, NC 28202<br>Mail Code: EC3XP |

In light of the above amendments, Indemnity Agreement No. B-71 is between Duke Energy Progress, Inc., and the United States Nuclear Regulatory Commission.

Historical licensee name changes to the original indemnity agreement and attachments thereof were not previously recorded. Therefore, the following name changes are listed here as a matter of record:

- 1) Carolina Power and Light changed to Duke Energy Progress, Inc. on October 21, 2013.

FOR THE UNITED STATES NUCLEAR REGULATORY COMMISSION



Anthony Bowers, Chief  
Financial Analysis and International Projects Branch  
Division of Inspection and Regional Support  
Office of Nuclear Reactor Regulation

Accepted \_\_\_\_\_ 20\_\_

By \_\_\_\_\_  
Duke Energy Progress, Inc.

J. Pitesa

- 2 -

Please sign the corrected copies enclosed and keep one original for your records. Please send one original to the NRC's document control desk for proof of acceptance.

Sincerely,

*/RA/*

Martha Barillas, Project Manager  
Plant Licensing Branch II-2  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket No. 50-400

Enclosure:  
Amendment No. 5 to Indemnity  
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**ADAMS Accession No.: ML15306A060**

**\* By memo**

|        |                |                |                |
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| OFFICE | DORL/LPL2-2/PM | DORL/LPL2-2/LA | DIRS/IFIB/BC * |
| NAME   | MBarillas      | BClayton       | ABowers        |
| DATE   | 11/5/15        | 11/4/15        | 10/14/15       |
| OFFICE | DORL/LPL2-2/BC | DORL/LPL2-2/PM |                |
| NAME   | BBeasley       | MBarillas      |                |
| DATE   | 11/6/15        | 11/6/15        |                |

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