



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

December 23, 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 LICENSE 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 the process, a typographical error was identified in the Harris Indemnity Agreement and a correction letter was issued. It has been identified that the typographical error was not corrected in its entirety. Enclosed is the corrected Harris Amendment No. 5 to Indemnity Agreement No. B-103. This letter supersedes correction letter dated November 6, 2015 (ADAMS Accession No. ML15306A060) in its entirety.

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 "Condae M. Feppel" followed by a small flourish.

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

Additional distribution via ListServ

ENCLOSURE

AMENDMENT NO. 5 TO

INDEMNITY AGREEMENT NO. B-103



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

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.

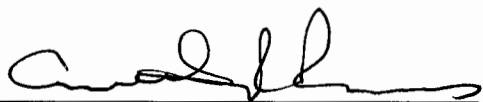
Address 526 South Church St.
 Charlotte, NC 28202
 Mail Code: EC3XP

In light of the above amendments, Indemnity Agreement No. B-103 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.

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 CPfefferkorn for/

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

Additional distribution via ListServ

DISTRIBUTION:

| | | |
|----------------------------|----------------------------|-----------------------------|
| PUBLIC | LPL2-2 Reading | RidsACRS_Mail CTR Resource |
| RidsNrrDorl Resource | RidsNrrDorlDpr Resource | RidsNrrDraAphb Resource |
| RidsNrrDorlLpl2-2 Resource | RidsNrrLABClayton Resource | RidsRgn2MailCenter Resource |
| RidsNrrPMShearonHarris | JQuichocho, OEDO | EOlvera |

ADAMS Accession No.: ML15331A075 * via e-mail

| | | | |
|--------|----------------|------------------------------|----------------|
| OFFICE | DORL/LPL2-2/PM | DORL/LPL2-2/LA | DIRS/IFIB/BC * |
| NAME | MBarillas | BClayton | ABowers |
| DATE | 11/30/2015 | 11/27/2015 | 11/30/2015 |
| OFFICE | DORL/LPL2-2/BC | DORL/LPL2-2/PM | |
| NAME | BBeasley | (CPfefferkorn for) MBarillas | |
| DATE | 12/22/2015 | 12/23/2015 | |

OFFICIAL RECORD COPY