

RELATED CORRESPONDENCE

JAMES B. DOUGHERTY
ATTORNEY AT LAW

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October 24, 1984

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Sheldon J. Wolfe, Chairman
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington DC 20555

DOCKET NUMBER 50-338 OLA-1
PROD. & UTIL. FAC. 50-339 OLA-1

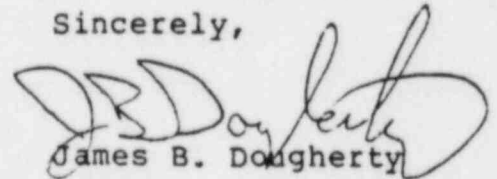
DOCKET NUMBER 50-338 OLA-2
PROD. & UTIL. FAC. 50-339 OLA-2

In the Matter of
VIRGINIA ELECTRIC AND POWER COMPANY
(North Anna Power Station, Units 1 and 2)
Docket Nos. 50-338/339 OLA-1 and OLA-2

Dear Judge Wolfe:

Enclosed please find an executed Affidavit of Non-Disclosure concerning Concerned Citizen's contention regarding security.

Sincerely,



James B. Dougherty
Counsel for Concerned
Citizens of Louisa County

encl.
cc: Judges Ferguson and Kline
parties

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION
ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF GENERAL
DOCKETING & SERVICE
BRANCH

Before Administrative Judges
Sheldon J. Wolfe, Chairman
Jerry Kline
George A. Ferguson

In the Matter of)
)
VIRGINIA ELECTRIC AND POWER COMPANY) Docket Nos. 50-338/
) 339-OLA-1
)
(North Anna Power Station,)
Units 1 and 2))

AFFIDAVIT OF NON-DISCLOSURE

I, J.B. DOUGHERTY, being duly sworn,
state:

1. As used in this Affidavit of Non-Disclosure,
(a) "protected information: is (1) any form of the physical
protection system, including the physical protection system
document, for Vepco's spent fuel shipments; or (2) any
information obtained by virtue of these proceedings which
is not otherwise a matter of public record and which deals
with or describes details of the protection system; (b) an
"authorized person" is (1) an employee of the Nuclear
Regulatory Commission entitled to access to protected
information; (2) a person who, at the invitation of the
Atomic Safety and Licensing Board ("Licensing Board"), has
executed a copy of this Affidavit; (3) a person employed

by Vepco, the Applicant, and authorized by it in accordance with Commission regulations to have access to protected information, or (4) counsel for Vepco.

2. I shall not disclose protected information to anyone except an authorized person, unless that information has previously been disclosed in the public record of this proceeding. I will safeguard protected information in written form (including any portions of transcripts of in camera hearings, filed testimony or any other documents that contain such information), so that it remains at all times under the control of an authorized person and is not disclosed to anyone else. It is understood that any secretaries having access to protected information shall execute Affidavits of Non-Disclosure and shall have such access solely for the purpose of necessary typing and other support services.

3. I will not reproduce any protected information by any means without the Licensing Board's express approval or direction. It is understood, however, that pleadings which are necessary to be prepared in this proceeding can be reproduced, provided that each copy thereof is maintained in confidence as required by the Board's Protective Order described hereafter. So long as I possess protected information, I shall continue to take these precautions until further order of the Licensing Board.

4. I shall similarly safeguard and hold in confidence any data, notes, or copies of protected information by means of the following:

(a) Except as otherwise permitted in the Board's Protective Order entered SEPTEMBER 27, 1984, my use of the protected information will be made at a facility in Richmond, Virginia to be made available by Vepco.

(b) Except as otherwise permitted in the Board's Protective Order entered SEPTEMBER 27, 1984, I will keep and safeguard all such material in a locked file cabinet to be provided by Vepco, after consultation with Vepco, and to be located at all times at the above-designated locations.

(c) Except as otherwise permitted in the Board's Protective Order entered SEPTEMBER 27, 1984, any secretarial work performed at my request or under my supervision will be performed at the above locations either (1) by a secretary provided by Vepco, or (2) by a secretary of my designation who has been authorized by the Board to perform such work.

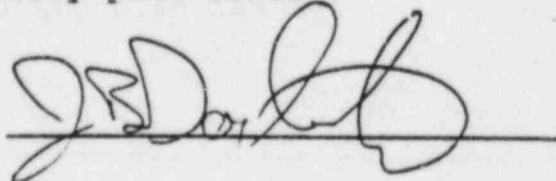
(d) Necessary typing and reproduction equipment will be furnished Vepco when secretarial work is performed at Vepco.

5. I shall use protected information only for the purposes of participation in matters directly pertaining to Concerned Citizens of Louisa County Revised Contention 4 and any hearings that may be held or any further

proceedings in this case dealing with physical protection system issues, and for no other purpose.

6. At the conclusion of this proceeding, I shall account to the Licensing Board or to a Commission employee designated by that Board for all papers or other materials (including notes and papers prepared by me) containing protected information in my possession. I may either destroy the papers which do not need to be saved (such as unimportant notes) and certify that action in writing, or for papers which need to be saved (such as transcripts), may deliver them as provided herein. When I have finished using the protected information they contain, but in no event later than the conclusion of this proceeding (including any necessary appeals), I shall deliver those papers and materials that were not destroyed to the Licensing Board (or to a Commission employee designated by the Board), for safekeeping during the lifetime of the plant.

7. I make this agreement with the understanding that I will not corroborate the accuracy or inaccuracy of information obtained outside this proceeding by using protected information gained through participation in matters directly pertaining to CCLC's Revised Contention 4 and any hearing that may be held or any further proceedings in this case dealing with security plan issues.

A handwritten signature in black ink, appearing to read "J. B. Donald", is written over a horizontal line. The signature is stylized and cursive.

Subscribed and sworn to before me this
25th day of October, 1984.

Francis H. Brown
Notary Public, D.C.

My Commission Expires March 31, 1989