



DUKE COGEMA
STONE & WEBSTER

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U.S. Nuclear Regulatory Commission
Washington, DC 20555

19 November 2001
DCS-NRC-000073

Subject: Docket Number 070-03098
Duke Cogema Stone & Webster
Mixed Oxide Fuel Fabrication Facility
Physical Security – Safeguards Advisory

Reference: A. Persinko (NRC) letter to P. S. Hastings (DCS) dated 08 November 2001,
Mixed Oxide Fuel Fabrication Facility Physical Security

This letter acknowledges receipt of the letter referenced above and its attachment, *Safeguards Advisory for Power Reactors, Decommissioning Reactors, Category 1 Fuel Facilities, and Gaseous Diffusion Plants*, dated 06 October 2001. As indicated in the referenced letter, the attachment is considered *Safeguards Information* pursuant to 10 CFR 73.

The reference letter states that, “[s]ince DCS does not usually deal with ‘Safeguards Information,’ [NRC] recommend[s] that [DCS] treat it as ‘Confidential.’” As clarification, while DCS does not anticipate generating substantial safeguards information, we do have a procedure that governs control of such information. That procedure and DCS practice provide for compliance with the requirements of 10 CFR §73.21. Consequently, we do not anticipate “upgrading” the safeguards advisory to *Confidential National Security Information* until/unless it becomes input to or part of our facility design basis and is classified in accordance with appropriate procedures.

If you have any questions, please contact me at (704) 373-7820.

Sincerely,

Peter S. Hastings, P.E.
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