

May 17, 2016

MEMORANDUM TO: Jennifer Uhle, Director
Office of New Reactors

FROM: Brian E. Holian, Director **/RA/ SWest for**
Office of Nuclear Security and Incident Response

SUBJECT: INIMICALITY REVIEW FOR THE LEVY NUCLEAR PLANT,
UNITS 1 AND 2 COMBINED LICENSE APPLICATION

To grant an application for a combined license, the U.S. Nuclear Regulatory Commission (NRC) must find, as required by Title 10 of the *Code of Federal Regulations* 52.97(a)(1), that issuance of the license is not inimical to the public health and safety or the common defense and security. This finding is based on compliance with NRC regulations and an assessment of facts known to the NRC that might present inimicality concerns. This memorandum documents the conclusion from the Office of Nuclear Security and Incident Response (NSIR) staff's inimicality review concerning the subject combined license application.

A combined license application for Levy Nuclear Plant, Units 1 and 2 has been filed by Duke Energy Florida, LLC, and was most recently updated on December 7, 2015 (ADAMS Accession No. ML15349A656).

As documented in the staff's safety evaluation report, the applicant demonstrated compliance with the NRC's safety and security regulations. Also, the NRC staff is not aware of any information presenting inimicality or foreign ownership, control or domination concerns.

For the above reasons, and in the absence of any information to the contrary, the issuance of licenses to Duke Energy Florida, LLC for the Levy Nuclear Plant, Units 1 and 2 is not inimical to the public health and safety or the common defense and security of the U.S.

CONTACT: John Frost, NSIR/DSP
(301) 287-3695

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ADAMS Accession Number: ML16083A052

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