

November 10, 2014

Mr. Peter W. Smith, Director
Nuclear Development – Licensing & Engineering
DTE Electric Company¹
One Energy Plaza
Detroit, MI 48226-1279

SUBJECT: FINAL SAFETY EVALUATION REPORT FOR THE FERMI 3 COMBINED
LICENSE APPLICATION

Dear Mr. Smith:

The draft Final Safety Evaluation Report (FSER) for the Enrico Fermi Unit 3 Combined License Application is being provided to DTE Electric Company¹ for review of proprietary information and security-related information pursuant to Title 10 of the Code of Federal Regulations (10 CFR) 2.390 “Public Inspections, Exemptions, Requests for Withholding.” The staff concludes that the draft FSER related to Chapter 19, Appendix 19.B, contains security-related information and the staff has prepared a security-related version of the draft FSER, which will be transmitted separately.

The staff concludes that Sections 13.6, “Physical Security,” and 13.8, “Cyber Security,” do not contain security-related sensitive unclassified non-safeguards information (SR-SUNSI) and that these Sections can be released to the public. However, the staff will withhold the attached draft FSER from public disclosure pending your confirmation that the information does not include SR-SUNSI.

The staff concludes that the remaining portions of the draft FSER do not contain any information for which exemption from public disclosure has been sought or approved or any factual errors. However, the NRC will withhold the non-security-related or nonproprietary draft FSER from public disclosure until you complete your review to verify the staff’s conclusion that the draft FSER contains no such exempt information or any factual errors. The staff requests that you complete this review by November 14, 2014.

**Document transmitted herewith
contains sensitive unclassified
information. When separated from the
enclosure, this document is
“DECONTROLLED.”**

¹ On December 21, 2012, the Detroit Edison company sent the NRC a letter indicating that, effective January 1, 2013, the name of the company would be changed to “DTE Electric Company.” The legal entity will remain the same (see ML12361A437).

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If you do not request that all or portions of the draft FSER be withheld from public disclosure, the enclosure, with the exception of Chapter 19, Appendix 19.B, discussed above, will be made available for public inspection through the NRC Public Document Room and the Publicly Available Records component of NRC's Agencywide Documents Access and Management System and placed on the NRC's public web page for this application.

A FSER will be provided to you and will be submitted to the Commission in preparation for the Mandatory Hearing, after correcting any factual errors identified as part of your review. NRC staff issuance of this draft FSER does not constitute a commitment to issue the Combined License, or in any way affect the authority of the Commission in any rulemaking proceeding pursuant to Subpart H of 10 CFR Part 2 and Subpart C to 10 CFR Part 52.

Should you have any questions, please contact Mr. Adrian Muñiz, Lead Project Manager at 301-415-4093 or via e-mail address at Adrian.Muniz@nrc.gov.

Sincerely,

/RA/

Frank M. Akstulewicz, Director
Division of New Reactor Licensing
Office of New Reactors

Docket No.: 52-033

Enclosure:
As stated

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(Revised 07/17/2014)

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