August 31, 2007

Mr. Peter T. Dietrich  
Site Vice President  
Entergy Nuclear Northeast  
James A. FitzPatrick Nuclear Power Plant  
Post Office Box 110  
Lycoming, NY 13093  

SUBJECT: MID-CYCLE PERFORMANCE REVIEW AND INSPECTION PLAN -  
JAMES A. FITZPATRICK NUCLEAR POWER PLANT

Dear Mr. Dietrich:

On August 15, 2007, the NRC staff completed its performance review of the James A. FitzPatrick Nuclear Power Plant for the first half of the calendar year 2007 assessment cycle. Our technical staff reviewed performance indicators (PIs) for the most recent quarter and inspection results over the previous twelve months. The purpose of this letter is to inform you of our assessment of your safety performance during this period and our plans for future inspections at your facility.

This performance review and enclosed inspection plan do not include security information. A separate letter designated and marked as, “Official Use Only--Security Information,” will include the security cornerstone review and resultant inspection plan.

Plant performance for the most recent quarter of 2007 at the James A. FitzPatrick Nuclear Power Plant was within the Licensee Response column of the NRC’s Action Matrix, based on all inspection findings being classified as having very low safety significance (Green) and all PIs indicating performance at a level requiring no additional NRC oversight (Green). Therefore, we plan to conduct reactor oversight process (ROP) baseline inspections at your facility.

The enclosed inspection plan details the inspections, less those related to physical protection, scheduled through December 31, 2008. The inspection plan is provided to allow for the resolution of any scheduling conflicts and personnel availability issues well in advance of inspector arrival onsite. Routine resident inspections are not listed due to their ongoing and continuous nature. The inspections in the last nine months of the inspection plan are tentative and may be revised at the end-of-cycle review.

In accordance with 10 CFR 2.390 of the NRC’s “Rules of Practice,” a copy of this letter and its enclosure will be made available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records (PARS) component of NRC’s
document system (ADAMS). ADAMS is accessible from the NRC Web site at

The NRC is currently evaluating the scope and frequency of all baseline inspection procedures. If the results of the evaluation, or any other circumstances, cause us to change the inspection plan, we will contact you to discuss the change as soon as possible. Please contact me at 610-337-5171 with any questions you may have regarding this letter or the inspection plan.

Sincerely,

/RA/

Eugene W. Cobey, Chief
Projects Branch 2
Division of Reactor Projects

Docket No.  50-333
License No.  DPR-59

Enclosure:  FitzPatrick Nuclear Power Plant Inspection/Activity Plan

cc w/encl:
G. J. Taylor, Chief Executive Officer, Entergy Operations
J. Wayne Leonard, Chairman & CEO, Entergy Operations
M. R. Kansler, President & CEO / CNO, Entergy Nuclear Operations, Inc.
J. T. Herron, Senior Vice President, Entergy Operations
M. Balduzzi, Senior Vice President, Northeastern Regional Operations
Senior Vice President of Engineering and Technical Services
J. DeRoy, Vice President, Operations Support
K. Mulligan, General Manager, Plant Operations
O. Limpias, Vice President, Engineering (ENO)
J. Ventosa, General Manager, Engineering (ENO)
J. McCann, Director, Nuclear Safety and Licensing (ENO)
Manager, Licensing (ENO)
E. Harkness, Director of Oversight (ENO)
Director, Nuclear Safety Assurance
J. Costedio, Manager, Licensing
W. Dennis, Assistant General Counsel (ENO)
M. Balboni, Deputy Secretary for Public Safety, New York State
P. Eddy, New York State Department of Public Service
P. Smith, President, New York State, Energy, Research, and Development Authority
S. Lyman, Oswego County Administrator
Supervisor, Town of Scriba
C. Donaldson, Esquire, Assistant Attorney General, New York Department of Law
J. Sniezek, PWR SRC Consultant
M. Lyster, PWR SRC Consultant
cc w/encl:
J. Doering, PWR SRC Consultant
S. Lousteau, Treasury Department, Entergy Services
J. Spath, Program Director, New York State Energy Research and Development Authority
Institute of Nuclear Power Operations (INPO)

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M. Lyster, PWR SRC Consultant

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Letter to Peter T. Dietrich from David C. Lew dated August 31, 2007

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K. Kolek, Resident OA
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ROPreports@nrc.gov
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