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April 25, 2001

Mr. Nick Hilton
Enforcement Specialist
Office of Enforcement
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Subject: Response to Request for Public Comments Proposed Revision of the NRC Enforcement Policy (FR Doc. 01-5809 Filed 3-8-01)

Dear Mr. Hilton:

This letter is being submitted in response to the request for comments concerning the NRC's Enforcement Policy. The Nuclear Regulatory Commission requested public comments on the Enforcement Policy in the *Federal Register* filed on March 8, 2001.

Exelon Corporation has the following comment.

1. On the draft flow chart, in response to the "Individual Engaged in Deliberate Misconduct" the pathway for a non-licensed operator does not direct a pathway for a "NO" response to that decision block as it does for the licensed operators. There is no indication to proceed to the "No Individual Enforcement Action" box that the first bullet under Section A.1 would indicate.

If you have any questions, please do not hesitate to contact us.

Very truly yours,

D. B. Helker /for

James A. Hutton, Jr.
Director- Licensing
Mid-Atlantic Regional Operating Group