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October 18, 2000

VIA HAND-DELIVERY OR FEDERAL EXPRESS

Secretary, U.S. Nuclear Regulatory Commission
Attn: Rulemakings and Adjudications Staff
One White Flint North
11555 Rockville Pike
Rockville, MD 20852-2738

Re: Perry Nuclear Power Plant, Docket No. 50-440
“Request for an Enforcement Hearing”
Order Imposing Civil Monetary Penalty - \$110,000, dated August 3, 2000

Ladies and Gentlemen:

Reference is made to the “Order Imposing Civil Monetary Penalty – \$110,000, Perry Nuclear Power Plant” dated August 3, 2000 (hereinafter “the August Order”) and to subsequent correspondence from Mr. John K. Wood, FirstEnergy Nuclear Operating Company (“FENOC”), to Mr. R. W. Borchardt, Director, Office of Enforcement, confirming the response date to the above Order would be 30 days following a meeting to discuss the enforcement process. That public meeting was held at NRC Headquarters on Thursday, September 21, 2000.

In reply to the August 3rd Order, the licensee hereby requests an enforcement hearing.

Please direct all communications related to this hearing request to the undersigned, as counsel for the licensee, as well as to Mr. John K. Wood, Vice President Nuclear, Perry Nuclear Power Plant, 10 Center Road, Perry, OH 44081.

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SECY-02

U.S. Nuclear Regulatory Commission
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In order to facilitate contact with the undersigned, and in contemplation of the provisions of 10 C.F.R. §2.713, Notices of Appearance are attached.

Respectfully submitted,



Roy P. Lessy, Jr.
Donald R. Livingston
AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.
(202) 887-4500; (202) 887-4000
Counsel for FENOC

RJL/mj
Attachments

cc: R. W. Borchardt, Director, Office of Enforcement
Dennis C. Dambly, Esq., Assistant General Counsel
for Materials Litigation and Enforcement
Lawrence J. Chandler, Esq., Associate General Counsel
James P. Dyer, Administrator, NRC Region III
Bruce A. Berson, Esq., Regional Counsel, NRC Region III
Christine A. Lipa, NRC Senior Resident Inspector
Douglas V. Pickett, NRR Project Manager

NOTICE OF APPEARANCE

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Party Represented: FirstEnergy Nuclear Operating Company ("FENOC")

Bar Memberships: District of Columbia Court of Appeals
U.S. Court of Appeals for the District of Columbia Circuit
U.S. District Courts for the District of Columbia and Eastern
District of Washington
U.S. Court of Federal Claims

NOTICE OF APPEARANCE

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U.S. Court of Appeals for the 4th, 5th, 6th, and 11th Circuits
U.S. District Courts for the Northern District of California,
Northern District of New York, District of Columbia, Middle
District of Georgia, and Northern District of Georgia
U.S. Supreme Court