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July 13, 2001
JAFP-01-0170

T. A. Sullivan
Vice President, Operations-JAF

United States Nuclear Regulatory Commission
Attn: Document Control Desk
Mail Stop O-P1-17
Washington, D.C. 20555

Subject: James A. FitzPatrick Nuclear Power Plant
Docket No. 50-333
**Withdrawal of Previously Identified Discrepancies in NRC SER Associated
with Technical Specification Amendment 239**

- References:
1. NRC Letter, K. Cotton to W. J. Cahill, Jr., Regarding Issuance of Amendment 239 for James A. FitzPatrick Nuclear Power Plant (TAC No. M92781), dated December 6, 1996
 2. NYPA Letter to USNRC, Regarding Discrepancies in NRC Safety Evaluation Report Associated with Technical Specification (TS) amendment 239, JPN-99-041 dated November 30, 1999
 3. Entergy Letter to USNRC, Regarding Revisions D, E, F, G and H to Proposed Technical Specification Change – Conversion to Improved Technical Specifications, JAFP-01-0133 dated May 31, 2001

Dear Sir:

A previous submittal, as referenced above, identified discrepancies with the Technical Specification Amendment 239 safety evaluation. These discrepancies were administrative in nature and did not involve the need to revise the Technical Specification submittal, or prevent it from being implemented. Issuance of Improved Technical Specifications (ITS) (Reference 3) will provide the necessary clarification of all items identified in Reference 2, therefore Entergy proposes that the ITS license amendment will be satisfactory to close this issue.

If you have any questions, please contact Andy Halliday at 315-349-6055.

Very truly yours,

T. A. Sullivan

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cc: Regional Administrator
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