

May 9, 2002

Mr. A. Christopher Bakken, III, Senior Vice President
and Chief Nuclear Officer
Indiana Michigan Power Company
500 Circle Drive
Buchanan, MI 49107-1395

SUBJECT: DONALD C. COOK NUCLEAR PLANT UNIT NOS. 1 AND 2 - REPLY TO
RESPONSE TO ORDER FOR INTERIM SAFEGUARDS AND SECURITY
COMPENSATORY MEASURES (TAC NOS. MB4118 AND MB4119)

Dear Mr. Bakken:

On February 25, 2002, the U.S. Nuclear Regulatory Commission (NRC) issued an Order modifying the operating license for the Donald C. Cook Nuclear Plant Unit Nos. 1 and 2 (CNP) to require compliance with the specified interim safeguards and security compensatory measures. The interim compensatory measures (ICMs) were listed in Attachment 2 to the Order. When issuing the Order, the Commission recognized that you have voluntarily and responsibly implemented additional security measures following the events of September 11, 2001, but in light of the continuing generalized high-level threat environment, the Commission concluded that the security measures should be embodied in an Order consistent with the established regulatory framework.

The Order required responses and actions within specified timeframes. Section III.A of the Order required licensees to immediately start implementation of the requirements listed in Attachment 2 to the Order and to complete implementation no later than August 31, 2002. Section III.B of the Order required licensees to notify the Commission: (1) if they are unable to comply with the requirements described in Attachment 2, (2) if compliance with any of the requirements is unnecessary in their specific circumstances, (3) if implementation of any of the requirements would cause the licensee to be in violation of the provisions of any Commission regulation or the facility license, or (4) if implementation of any of the requirements described in Attachment 2 would adversely impact the safe operation of the facility. Section III.C.1 of the Order required licensees to submit to the Commission, within 20 days of the date of the Order, a schedule for achieving compliance with each requirement described in Attachment 2 to the Order. Section IV of the Order noted that in accordance with 10 C.F.R. § 2.202, the licensee must submit an answer to the Order and may request a hearing on the Order within 20 days of the date of the Order and, where good cause is shown, consideration would be given to extend the time to request a hearing.

By letter dated March 15, 2002 (Indiana Michigan Power Company (I&M) letter no. AEP:NRC:2073), you submitted a response to the Order for CNP. You requested an extension of time to file a request for a hearing until 20 days after you are informed of the NRC's response to the Order.

Mr. A. Bakken, III

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Attachment 2 to your letter provided a summary of commitments made in your submittal. The NRC staff regards the specific responses made in Attachment 1 to your letter to each of the ICMs to be the applicable responses to the Order and, accordingly, has not reviewed the summary of commitments in Attachment 2 of your letter.

The NRC staff has reviewed your response to each of the ICMs and finds that you have satisfied the 20-day reporting requirements of the Order. The NRC will determine the effectiveness of your implementation of the ICMs through on-site inspections. An extension of time to file a request for a hearing is hereby granted until 20 days following the date of this letter. I would like to remind you that, pursuant to Section III.C.2 of the Order, you are to report to the Commission when you have achieved full compliance with the requirements described in Attachment 2 to the Order.

If you have any other questions on these issues, please contact John Stang at 301-415-1345.

Sincerely,

/RA/

John A. Zwolinski, Director
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-315 and 50-316

cc: See next page

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If you have any other questions on these issues, please contact John Stang at 301-415-1345.

Sincerely,

/RA/

John A. Zwolinski, Director
 Division of Licensing Project Management
 Office of Nuclear Reactor Regulation

Docket Nos. 50-315 and 50-316

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**No legal objection

*See previous concurrence

ADAMS ACCESSION NO.: ML021050106

OFFICE	DLPM/PM	DIPM	DSSA	DIPM	DIPM
NAME	RMartin*	KGibson*	MRubin*	WDean*	AMadison*
DATE	05/06/02	05/01/02	05/02/02	05/03/03	05/02/02
OFFICE	OGC/NLO**	DLPM/PM	DLPM/LA	DLPM/SC	DLPM/D
NAME	JGoldberg*	JStang	THarris	LRaghavan	JZwolinski
DATE	05/06/02	05/09/02	05/09/02	05/09/02	05/09/02

Donald C. Cook Nuclear Plant, Units 1 and 2

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