



FirstEnergy Nuclear Operating Company

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10 CFR 50.55a

Docket Number 50-346

License Number NPF-3

Serial Number 2805

September 3, 2002

United States Nuclear Regulatory Commission  
Document Control Desk  
Washington, D. C. 20555-0001

Subject: Withdrawal of 10 CFR 50.55a Request for Use of Alternative to ASME Code  
Requirements for the Davis-Besse Nuclear Power Station Third Ten-Year  
Interval Inservice Inspection Program (RR-A9; TAC No. MB1607)

Ladies and Gentlemen:

By letter dated September 19, 2000 (Serial Number 2672), the FirstEnergy Nuclear Operating Company (FENOC) submitted the Third Ten-Year Interval Inservice Inspection (ISI) Program for the Davis-Besse Nuclear Power Station (DBNPS). Relief Request RR-A9, which was submitted as part of the ISI Program, proposed the use of ASME Code Case N-619, "Alternative Requirements for Nozzle Inner Radius Inspections for Class 1 Pressurizer and Steam Generator Nozzles."

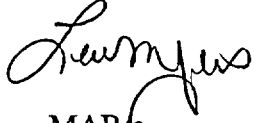
Since the submittal of this request, the NRC staff has issued Draft Regulatory Guide DG-1112, "ASME Code Cases Not Approved for Use," dated December 2001. The Draft Regulatory Guide states that Code Case N-619 is not acceptable to the NRC Staff because the study upon which it was based was not sufficiently broad to address all applicable plants and conditions. Additionally, the NRC Staff found the ultrasonic testing data inconclusive. Therefore, FENOC is withdrawing Relief Request RR-A9 from the NRC and will remove it from the Third Ten-Year Interval Inservice Inspection Program.

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Should you have any questions or require additional information, please contact  
Mr. Patrick J. McCloskey, Manager - Regulatory Affairs, at (419) 321-8450.

Very truly yours,



MAR/s

Enclosure

cc: J. E. Dyer, Regional Administrator, NRC Region III  
J. B. Hopkins, NRC/NRR Senior Project Manager  
C. S. Thomas, NRC Region III, DB-1 Senior Resident Inspector  
Utility Radiological Safety Board

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### COMMITMENT LIST

THE FOLLOWING LIST IDENTIFIES THOSE ACTIONS COMMITTED TO BY THE DAVIS-BESSE NUCLEAR POWER STATION (DBNPS) IN THIS DOCUMENT. ANY OTHER ACTIONS DISCUSSED IN THE SUBMITTAL REPRESENT INTENDED OR PLANNED ACTIONS BY THE DBNPS. THEY ARE DESCRIBED ONLY FOR INFORMATION AND ARE NOT REGULATORY COMMITMENTS. PLEASE NOTIFY THE MANAGER – REGULATORY AFFAIRS (419-321-8450) AT THE DBNPS OF ANY QUESTIONS REGARDING THIS DOCUMENT OR ANY ASSOCIATED REGULATORY COMMITMENTS.

#### COMMITMENTS

Remove Relief Request RR-A9 from the Third  
Ten-Year Interval ISI Program.

#### DUE DATE

Prior to the Fourteenth  
Refueling Outage.