

December 4, 2002

Mr. Michael Kansler
Sr. Vice President and Chief
Operating Officer
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601

SUBJECT: INDIAN POINT NUCLEAR GENERATING STATION, UNIT 1 - REPLY TO
RESPONSE TO ORDER FOR INTERIM SAFEGUARDS AND SECURITY
COMPENSATORY MEASURES (TAC NO. MB5340)

Dear Mr. Kansler:

On May 23, 2002, the U.S. Nuclear Regulatory Commission (NRC) issued an Order modifying the possession only license for the Indian Point Nuclear Generating Station, Unit No. 1 (IP1) 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 time frames. 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 November 22, 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, or (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. 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 CFR § 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.

In a letter dated June 10, 2002, (NL-02-081), you submitted a response to the Order for IP1. You did not request either an extension of time to respond to the ICMs or an extension of time in which to request a hearing. Your response stated that you had either implemented the measures identified in the interim compensatory measures or had scheduled such that all measures will be fully implemented by November 22, 2002, as required by the Order. The NRC staff has reviewed your response and finds that you have satisfied the 20-day reporting requirements of the Order.

M. Kansler

-2-

The NRC will determine the effectiveness of your implementation of the ICMs through on-site inspections. 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.

Please contact John L. Minns at (301) 415-3166 if you have any other questions on these issues.

Sincerely,

/RA/

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

Docket No. 50-003

cc: See next page

M. Kansler

-2-

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Office of Nuclear Reactor Regulation

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NRR-106

*See previous memo concurrence

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DATE	11/18/2002	11/19/2002	11/18/2002	/ /2002	11/6/2002
OFFICE	PDIV-1/SC	OGC	PDIV/D	DLPM/AD	DLPM/D
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DATE	11/19/2002	11/19/2002	11/19/2002	/ /2002	12/4/02

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Indian Point Nuclear Generating
Station, Unit 1

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August 2002

Indian Point Nuclear Generating
Station, Unit 1

cc:

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