

Gary R. Leidich
Executive Vice President

330-384-5770
Fax: 330-384-5909

Docket Number 50-346
License Number NPF-3

August 7, 2003

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

**RE: Signature Validation for August 2, 2003 Regulatory Correspondence,
Serial Number 2980**

Ladies and Gentlemen:

In response to an allegation electronically submitted by David Lochbaum of the Union of Concerned Scientists on August 5, 2003, to Mr. John Grobe, Chairman of the Davis-Besse 0350 Oversight Panel, the FirstEnergy Nuclear Operating Company (FENOC) is submitting the enclosed statement under Oath and Affirmation. This submittal validates the signature of Mr. Lew Myers, FENOC Chief Operating Officer as it appears in the August 2, 2003 docketed submittal, entitled "Supplemental Information Regarding License Amendment Application to Revise Technical Specification (TS) 3/4 5.2 Emergency Core Cooling Systems - ECCS Subsystems - $T_{avg} \geq 280^{\circ} F$ (License Amendment Request No. 03-0008; TAC No. MB 8953)".

I trust that this information resolves Mr. Lochbaum's unsubstantiated allegation regarding the authenticity of Mr. Myers' signatures on the transmittal letter and the Oath and Affirmation page of the August 2, 2003 submittal. Should you have any questions, please do not hesitate to contact me at (330) 384-5770.

Sincerely,



Executive Vice President

Enclosure

cc: J. Grobe, Chairman, Davis-Besse Oversight Panel
W. Ruland, Director, Project Directorate III,
Division of Licensing and Project Management, NRR
A. Mendiola, Section Chief, NRR
J. Hopkins, Project Manager, NRR
C. Lipa, Branch Chief, Division of Reactor Projects
S. Thomas, Senior Resident Inspector, Davis-Besse

Add: Scott Langan et

Oath and Affirmation

I declare under penalty of perjury that on August 2, 2003, I personally signed both the NRC transmittal letter, Serial Number 2980, and the enclosed Oath and Affirmation statement regarding Supplemental Information In Support of Application for Amendment to Facility Operating License NPF-3 Davis-Besse Nuclear Power Station Unit Number 1, and the signatures appearing on both documents are my true and accurate signatures.

By:

Lew W. Myers
Chief Operating Officer,
FirstEnergy Nuclear Operating Company

Executed on:

8/7/2003

State of Ohio)
) ss
County of Summit)

On this 7th day of August, 2003, before me, a Notary Public in and for the County of Summit and State of Ohio, personally appeared Lew W. Myers, Chief Operating Officer for the FirstEnergy Nuclear Operating Company, who acknowledged that he did sign this Oath and Affirmation on the day and year aforesaid.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year aforesaid.



Notary Public
MARY E. O'REILLY
Attorney at Law
Notary Public — State of Ohio
My Commission has no Expiration Date
Section O.R.C. 147.03