

H. L. Sumner, Jr.  
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Hatch Project

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*Energy to Serve Your World<sup>SM</sup>*

NL-03-2553

December 17, 2003

Docket No.: 50-321

U. S. Nuclear Regulatory Commission  
ATTN: Document Control Desk  
Washington, D. C. 20555-0001

Edwin I. Hatch Nuclear Plant  
License Amendment  
Withdrawal of Request for Delay in Implementation of the  
Hatch Unit 1 Measurement Uncertainty Recapture Power Uprate

Ladies and Gentlemen:

By letter dated December 19, 2002, Southern Nuclear Operating Company (SNC) submitted to the NRC a license amendment request for the Edwin I. Hatch Nuclear Plant Units 1 and 2 Measurement Uncertainty Recapture Power Uprate. On September 23, 2003, the NRC issued Amendment No. 238 to Renewed Facility Operating License DPR-57 and Amendment No. 180 to Renewed Facility Operating License NPF-5 for the Edwin I. Hatch Nuclear Plant Units 1 and 2. The license amendments were effective on the date of issuance and were required to be implemented within 90 days of issuance.

On December 11, 2003, SNC requested a delay in implementation of the Unit 1 amendment due to recently discovered fuel leakers that forced an adjustment of the control rod pattern to suppress the power in those fuel assemblies. The Unit 2 amendment has already been implemented. Subsequent to submittal of the letter requesting a delay, SNC obtained clarification from the NRC staff regarding implementation. As a result of that clarification, SNC hereby withdraws the December 11, 2003 letter delay request.

(Affirmation and signature are on the following page).

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Mr. H. L. Sumner, Jr. states he is a Vice President of Southern Nuclear Operating Company, is authorized to execute this oath on behalf of Southern Nuclear Operating Company and to the best of his knowledge and belief, the facts set forth in this letter are true.

This letter contains no NRC commitments. If you have any questions, please advise.

Respectfully submitted,

SOUTHERN NUCLEAR OPERATING COMPANY



H. L. Sumner, Jr.

Sworn to and subscribed before me this 17 day of December, 2003.



Valerie A. O'Brien  
Notary Public

My commission expires: 4/28/2007

HLS/whc/daj

cc: Southern Nuclear Operating Company  
Mr. J. D. Woodard, Executive Vice President  
Mr. G. R. Frederick, General Manager – Plant Hatch  
Document Services RTYPE: CHA02.004

U. S. Nuclear Regulatory Commission  
Mr. L. A. Reyes, Regional Administrator  
Mr. S. D. Bloom, NRR Project Manager – Hatch  
Mr. D. S. Simpkins, Senior Resident Inspector – Hatch

State of Georgia  
Mr. L. C. Barrett, Commissioner – Department of Natural Resources