

February 25, 2005

Mr. Lew W. Myers
Chief Operating Officer
FirstEnergy Nuclear Operating Company
76 South Main Street
Akron, OH 44308

SUBJECT: PERRY NUCLEAR POWER PLANT, UNIT 1 - WITHDRAWAL OF AN
AMENDMENT REQUEST (TAC NO. MB3893)

Dear Mr. Myers:

By letter dated April 26, 2004, you applied for an amendment to the Perry Nuclear Power Plant, Unit 1, Facility Operating License No. NPF-58. The proposed change would have revised the frequency of the Mode 5 Intermediate Range Monitoring Instrumentation CHANNEL FUNCTIONAL TEST contained in Technical Specification 3.3.1.1 from 7 days to 31 days. Subsequently, by letter dated February 17, 2005, you withdrew the amendment request.

The Nuclear Regulatory Commission has filed the enclosed Notice of Withdrawal of Application for Amendment to Facility Operating License with the Office of the *Federal Register* for publication.

Sincerely,

/RA/

William A. Macon, Jr., Project Manager, Section 2
Project Directorate III
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket No. 50-440

Enclosure: Notice of Withdrawal

cc w/encl: See next page

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Perry Nuclear Power Plant, Unit 1

cc:

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Perry Nuclear Power Plant, Unit 1

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Perry Nuclear Power Plant, Unit 1
Director, Regulatory Affairs
FirstEnergy Nuclear Operating Company
395 Ghent Road
Akron, OH 44333

UNITED STATES NUCLEAR REGULATORY COMMISSION

FIRSTENERGY NUCLEAR OPERATING COMPANY

DOCKET NO. 50-440

PERRY NUCLEAR POWER PLANT, UNIT 1

NOTICE OF WITHDRAWAL OF APPLICATION FOR

AMENDMENT TO FACILITY OPERATING LICENSE

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of FirstEnergy Nuclear Operating Company (the licensee), to withdraw its April 26, 2004, application for a proposed amendment to Facility Operating License No. NPF-58 for the Perry Nuclear Power Plant, Unit 1, located in Lake County, Ohio.

The proposed amendment would have revised the frequency of the Mode 5 Intermediate Range Monitoring Instrumentation CHANNEL FUNCTIONAL TEST contained in Technical Specification 3.3.1.1 from 7 days to 31 days.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the *Federal Register* on August 31, 2004 (69 FR 53109). However, by letter dated February 17, 2005, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated April 26, 2004, and the licensee's letter dated February 17, 2005, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams/html>. Persons who do not have access to ADAMS or who encounter problems in

accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737 or by email to pdr@nrc.gov.

Dated at Rockville, Maryland, this 25th day of February 2005.

FOR THE NUCLEAR REGULATORY COMMISSION

/RA/

William A. Macon, Jr., Project Manager, Section 2
Project Directorate III
Division of Licensing Project Management
Office of Nuclear Reactor Regulation