October 16, 2007

Mr. Stewart B. Minahan
Vice President-Nuclear and CNO
Nebraska Public Power District
72676 648A Avenue
Brownville, NE 68321

SUBJECT: COOPER NUCLEAR STATION - REGULATORY COMMITMENT REGARDING MITIGATION STRATEGIES (TAC NO. MD4653)

Dear Mr. Minahan:

By letter dated October 8, 2007 (Agencywide Documents Access and Management System Accession No. ML072830023, not publicly available), Nebraska Public Power District (NPPD) provided an amended response related to compliance with Section B.5.b of the February 25, 2002, Interim Compensatory Measures (ICM) Order, EA-02-026. Your amended response also provided a regulatory commitment that addressed Element B.2.m.2 of the U.S. Nuclear Regulatory Commission (NRC) Phase 1 guidance for achieving satisfactory compliance with Section B.5.b of the ICM Order.

The NRC staff has reviewed the information provided by NPPD in your October 8, 2007, letter and concludes that your regulatory commitment provides reasonable assurance that Cooper Nuclear Station will remain in compliance with Element B.2.m.2 of the NRC Phase 1 guidance.

Your staff should be complemented for its identification of this issue and its prompt resolution with the NRC staff. If you have any questions regarding this matter, please contact me at (301) 415-2296.

Sincerely,

/RA/

Carl F. Lyon, Project Manager
Plant Licensing Branch IV
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-298

cc: See next page

October 16, 2007

Mr. Stewart B. Minahan
Vice President-Nuclear and CNO
Nebraska Public Power District
72676 648A Avenue
Brownville, NE 68321

SUBJECT: COOPER NUCLEAR STATION - REGULATORY COMMITMENT REGARDING MITIGATION STRATEGIES (TAC NO. MD4653)

By letter dated October 8, 2007 (Agencywide Documents Access and Management System Accession No. ML072830023, not publicly available), Nebraska Public Power District (NPPD) provided an amended response related to compliance with Section B.5.b of the February 25, 2002, Interim Compensatory Measures (ICM) Order, EA-02-026. Your amended response also provided a regulatory commitment that addressed Element B.2.m.2 of the U.S. Nuclear Regulatory Commission (NRC) Phase 1 guidance for achieving satisfactory compliance with Section B.5.b of the ICM Order.

The NRC staff has reviewed the information provided by NPPD in your October 8, 2007, letter and concludes that your regulatory commitment provides reasonable assurance that Cooper Nuclear Station will remain in compliance with Element B.2.m.2 of the NRC Phase 1 guidance.

Your staff should be complemented for its identification of this issue and its prompt resolution with the NRC staff. If you have any questions regarding this matter, please contact me at (301) 415-2296.

Sincerely,

/RA/

Carl F. Lyon, Project Manager
Plant Licensing Branch IV
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-298

cc: See next page

DISTRIBUTION:

PUBLIC	RidsNrrPMFLyon	RidsAcrsAcnwMailCenter
LPLIV r/f	RidsNrrLAJBurkhardt	RidsOgcRp
RidsNrrLpl4	DNelson, NRR	RidsRgn4MailCenter
RidsNrrDprPspb	AFrazier, NSIR	

ADAMS Accession Number: ML072840197

OFFICE	LPL4/PM	LPL4/LA	PSPB/PM	LPL4/BC
NAME	FLyon	JBurkhardt	DNelson	MThadani for THiltz
DATE	10/15/07	10/15/07	~~3/13/07~~ 10/15/07	10/15/07

OFFICIAL RECORD COPY

cc:
Mr. Ronald D. Asche
President and Chief Executive Officer
Nebraska Public Power District
1414 15th Street
Columbus, NE 68601

Mr. Gene Mace
Nuclear Asset Manager
Nebraska Public Power District
P.O. Box 98
Brownville, NE 68321

Mr. John C. McClure
Vice President and General Counsel
Nebraska Public Power District
P.O. Box 499
Columbus, NE 68602-0499

Mr. David Van Der Kamp
Licensing Manager
Nebraska Public Power District
P.O. Box 98
Brownville, NE 68321

Mr. Michael J. Linder, Director
Nebraska Department of Environmental Quality
P.O. Box 98922
Lincoln, NE 68509-8922

Chairman
Nemaha County Board of Commissioners
Nemaha County Courthouse
1824 N Street
Auburn, NE 68305

Ms. Julia Schmitt, Manager
Radiation Control Program
Nebraska Health & Human Services R & L
Public Health Assurance
301 Centennial Mall, South
P.O. Box 95007
Lincoln, NE 68509-5007

Mr. H. Floyd Gilzow
Deputy Director for Policy
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65102-0176

Senior Resident Inspector
U.S. Nuclear Regulatory Commission
P.O. Box 218
Brownville, NE 68321

Regional Administrator, Region IV
U.S. Nuclear Regulatory Commission
611 Ryan Plaza Drive, Suite 400
Arlington, TX 76011

Director, Missouri State Emergency Management Agency
P.O. Box 116
Jefferson City, MO 65102-0116

Chief, Radiation and Asbestos Control Section
Kansas Department of Health and Environment
Bureau of Air and Radiation
1000 SW Jackson
Suite 310
Topeka, KS 66612-1366

Ms. Melanie Rasmussen
Radiation Control Program Director
Bureau of Radiological Health
Iowa Department of Public Health
Lucas State Office Building, 5th Floor
321 East 12th Street
Des Moines, IA 50319

Mr. Keith G. Henke, Planner
Division of Community and Public Health
Office of Emergency Coordination
930 Wildwood P.O. Box 570
Jefferson City, MO 65102

cc:
Mr. Paul V. Fleming, Director of Nuclear
Safety Assurance
Nebraska Public Power District
P.O. Box 98
Brownville, NE 68321

Mr. John F. McCann, Director
Licensing, Entergy Nuclear Northeast
Entergy Nuclear Operations, Inc.
440 Hamilton Avenue
White Plains, NY 10601-1813