

September 18, 2008

Mr. Edward D. Halpin
Chief Nuclear Officer
STP Nuclear Operating Company
South Texas Project
P. O. Box 289
Wadsworth, TX 77483

SUBJECT: SOUTH TEXAS PROJECT, UNITS 1 AND 2 - RE: WITHDRAWAL OF LICENSE
AMENDMENT REQUEST FOR DEVIATION FROM FIRE PROTECTION
PROGRAM REQUIREMENTS (TAC NOS. MD8112 AND MD8113)

Dear Mr. Halpin:

In the application dated February 4, 2008 (NOC-AE-07002212), as supplemented by the letter dated April 24, 2008 (NOC-AE-08002295) (Agencywide Documents Access and Management System (ADAMS) Accession Nos. ML080390483 and ML081220708, respectively), South Texas Project Nuclear Operating Company (STPNOC) requested a license amendment to the fire protection program requirements for a deviation from the requirements in Appendix R to Part 50 of Title 10 of the *Code of Federal Regulations* (10 CFR Part 50, Appendix R). The supplemental letter dated April 24, 2008, provided a justification for withholding from the public sensitive unclassified non-safeguards information provided in Attachment 2 to the application. Currently, this information is declared in ADAMS as non-publicly available.

In the letter dated June 16, 2008 (NOC-AE-08002322, ADAMS Accession No. ML081820441), STPNOC withdrew the license amendment request in its application dated February 4, 2008, and withdrew the commitments that it made in Attachment 3 to the application.

The purpose of this letter is to advise that the above-cited application is being treated as withdrawn and the subject TAC numbers shall be closed. A Notice of Consideration of Issuance of the proposed amendment had not been published in the *Federal Register*. Since the application is withdrawn, Attachment 2 to the application, which contains the information requested to be withheld from the public, will be deleted from ADAMS.

Sincerely,

/RA/

Jack N. Donohew, Senior Project Manager
Plant Licensing Branch IV
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-498 and 50-499

cc: See next page

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Jack N. Donohew, Senior Project Manager
Plant Licensing Branch IV
Division of Operating Reactor Licensing
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Docket Nos. 50-498 and 50-499

cc: See next page

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7/29/2008

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