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**Joseph Pollock**  
Site Vice President  
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January 11, 2010

NL-10-010

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

**SUBJECT:** Proposed License Amendment Regarding One Time Extension of the  
Auxiliary Boiler Feedwater Pump Allowed Outage Time  
Indian Point Unit Number 3  
Docket No. 50-286  
License No. DPR-64

**REFERENCE:**

1. Entergy Letter NL-09-167 to NRC, "Proposed Exigent License Amendment Regarding One Time Extension of the Auxiliary Boiler Feedwater Pump Allowed Outage Time," dated December 15, 2009.
2. Entergy Letter NL-09-172 to NRC, "Supplement to Proposed Exigent License Amendment Regarding One Time Extension of the Auxiliary Boiler Feedwater Pump Allowed Outage Time," dated December 22, 2009.
3. Entergy Letter NL-10-001 to NRC, "Supplement to Proposed Exigent License Amendment Regarding One Time Extension of the Auxiliary Boiler Feedwater Pump Allowed Outage Time," dated January 4, 2010.
4. NRC Letter to Entergy, "Indian Point generating Unit No. 3 – Determination on Exigent Circumstances For Licensing Amendment Request (TAC No. ME2910)," dated January 5, 2010.

Dear Sir or Madam:

Entergy Nuclear Operations, Inc. (Entergy) requested an exigent License Amendment to Operating License DPR-64, Docket No. 50-286 for Indian Point Nuclear Generating Unit No. 3 (IP3) in Reference 1. This was supplemented in References 2 and 3 based on discussions with the NRC. The proposed amendment is to allow a one time extension of the 72 hour completion time of Technical Specification (TS) 3.7.5, Condition B, Action B.1 "Restore AFW train to OPERABLE status" by 34 hours. The NRC reviewed these submittals and determined,

Reference 4, that there was insufficient justification to use the exigent provisions of 10 CFR 50.91. The NRC requested that Entergy indicate whether the amendment would be withdrawn or whether NRC should continue to process it under the normal public notice provisions of 10 CFR 50.91. Entergy requests that the NRC continue to process the amendment under the normal public notice provisions of 10 CFR 50.91. The note proposed in Reference 1, "(1) A one time extension to 106 hours during the first 45 days after amendment approval for repairs to AFW pump 32" should be changed to say ""(1) A one time extension to 106 hours during the first 90 days after amendment approval for repairs to AFW pump 32." The 32 Auxiliary Feedwater Pump passed the most recent on January 9, 2010 but remains in the alert status. The pump is expected to continue to pass the surveillance test every 45 days. Increasing the period of applicability to 90 days is to assure that the maintenance work on the pump can be integrated with the upcoming Unit 2 refuel outage. The commitments made in References 1 and 2 remain the same.

If you have any questions or require additional information, please contact Mr. Robert Walpole, Manager, Licensing at (914) 734-6710.

I declare under penalty of perjury that the foregoing is true and correct. Executed on January 11, 2010.

Sincerely,

A handwritten signature in cursive script, appearing to read "D. Mager for J. Pollock".

JEP/sp

cc: Mr. John P. Boska, Senior Project Manager, NRC NRR DORL  
Mr. Samuel J. Collins, Regional Administrator, NRC Region 1  
NRC Resident Inspectors  
Mr. Francis J. Murray, Jr., President and CEO, NYSERDA  
Mr. Paul Eddy, New York State Dept. of Public Service