UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

January 21, 2011

Mr. Mark B. Bezilla
Site Vice President
FirstEnergy Nuclear Operating Company
Mail Stop A-PY-A290
P.O. Box 97, 10 Center Road
Perry, OH 44081-0097

SUBJECT: PERRY NUCLEAR POWER PLANT, UNIT NO. 1 – ACCEPTANCE OF REQUESTED LICENSING ACTION RE: LICENSE AMENDMENT REQUEST TO REVISE THE TECHNICAL SPECIFICATION 3.1.4, "CONTROL ROD SCRAM TIMES," TO INCORPORATE TECHNICAL SPECIFICATION TASK FORCE (TSTF) CHANGE TRAVELER TSTF-460, REVISION 0 (TAC NO. ME5194)

Dear Mr. Bezilla:

By letter dated December 15, 2010 (Agencywide Documents Access and Management System Accession No. ML110100403), FirstEnergy Nuclear Operating Company submitted a license amendment request (LAR) for Perry Nuclear Power Plant, Unit 1 (PNPP). The proposed LAR would revise the required testing frequency of Surveillance Requirement 3.1.4.2 from "120 days cumulative operation in MODE 1" to "200 days cumulative operation in MODE 1" by incorporating U.S. Nuclear Regulatory Commission (NRC) approved TSTF-460, Revision 0. The purpose of this letter is to provide the results of the NRC staff's acceptance review of this LAR. The acceptance review was performed to determine if there is sufficient technical information in scope and depth to allow the NRC staff to complete its detailed technical review. The acceptance review is also intended to identify whether the application has any readily apparent information insufficiencies in its characterization of the regulatory requirements or the licensing basis of the plant.

Consistent with Section 50.90 of Title 10 of the *Code of Federal Regulations* (10 CFR), an amendment to the license (including the technical specifications) must fully describe the changes requested, and following as far as applicable, the form prescribed for original applications. Section 50.34 of 10 CFR addresses the content of technical information required. This section stipulates that the submittal address the design and operating characteristics, unusual or novel design features, and principal safety considerations.

The NRC staff has reviewed your application and concluded that it does provide technical information in sufficient detail to enable the NRC staff to complete its detailed technical review and make an independent assessment regarding the acceptability of the proposed amendment in terms of regulatory requirements and the protection of public health and safety and the environment. Given the lesser scope and depth of the acceptance review as compared to the detailed technical review, there may be instances in which issues that impact the NRC staff's ability to complete the detailed technical review are identified despite completion of an adequate

acceptance review. You will be advised of any further information needed to support the NRC staff's detailed technical review by separate correspondence.

If you have any questions, please contact the PNPP Project Manager, Michael Mahoney, at (301) 415-3867 or by email at michael.mahoney@nrc.gov.

Sincerely,

Michael Mahoney, Project Manager
Plant Licensing Branch III-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-440

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Sincerely,

/RA/

Michael Mahoney, Project Manager
Plant Licensing Branch III-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

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ADAMS Accession No. ML 110200170 **NRR-106**

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