

Exelon Generation Company, LLC
Byron Station
4450 North German Church Road
Byron, IL 61010-9794

www.exeloncorp.com

February 23, 2011

LTR: BYRON 2011-0038
File: 1.10.0101

Mr. Eric Duncan
Branch Chief – Region III
U.S. Nuclear Regulatory Commission
2443 Warrenville Road, Suite 210
Lisle, Illinois 60532-4352

Reference: Steven West, Director Division of Reactor Projects - Region III, Nuclear Regulatory Commission letter to Mr. Michael J. Pacilio, Senior Vice President, Exelon Generation Company, LLC dated February 11, 2011 Byron Station, Unit 2, NRC follow-up Inspection Report 05000455/2011011; Preliminary White Finding

This letter documents our conversation of Friday, February 18, 2011, in regards to the referenced letter wherein I informed you that Byron Station does not intend to appeal the proposed self-revealing finding preliminarily determined to have low to moderate safety significance (White).

Additionally, as discussed, we are not requesting a Regulatory Conference nor elect to submit our position on the finding to the NRC in writing. It is understood that by declining to request a Regulatory Conference or submit a written response, we relinquish the right to appeal the final Significance Determination Process determination.

Although written verification of this intention was not required in the referenced letter, this letter serves as a confirmation of our intention.

Respectfully,



Bradley J. Adams
Plant Manager
Byron Station

BJA/TLH/cy