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Nuclear Licensing Director

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Docket Nos.: 50-348  
50-364

NL-11-1182



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

Joseph M. Farley Nuclear Plant  
Request for Extension of Enforcement Discretion and Commitment to Submittal  
Date for 10 CFR 50.48(c) License Amendment Request

References:

1. SECY-11-0061, A Request to Revise the Interim Enforcement Policy for Fire Protection Issues on 10 CFR 50.48(c) to Allow Licensees to Submit License Amendment Requests in a Staggered Approach (RIN 3150-AG48), dated April 29, 2011
2. Staff Requirements Memorandum SECY-11-0061, A Request to Revise the Interim Enforcement Policy for Fire Protection Issues on 10 CFR 50.48(c) to Allow Licensees to Submit License Amendment Requests in a Staggered Approach (RIN 3150-AG48), dated June 10, 2011
3. NL-10-0688, Letter from Farley Nuclear Plant (FNP) Units 1 and 2 to Document Control Desk (NRC): Joseph M. Farley Units 1 and 2 Request for Extension of Enforcement Discretion and Revised Submittal Date for 10 CFR 50.48(c) License Amendment Request, dated November 5, 2010
4. Letter from the NRC to Farley Nuclear Plant (FNP) Units 1 and 2: Joseph M. Farley Nuclear Plant, Units 1 and 2 (Farley), Evaluation of the Request for an Extension of Enforcement Discretion in Accordance with the Interim Enforcement Policy for Fire Protection Issues During Transition to the National Fire Protection Standard (NFPA) 805, dated February 14, 2011
5. Letter from the NRC to Farley Nuclear Plant (FNP) Units 1 and 2: Joseph M. Farley Nuclear Plant, Units 1 and 2 – Response to Letter of Intent to Adopt National Fire Protection Association Standard 805 (TAC No. MD4658), dated November 3, 2008

Ladies and Gentlemen:

In accordance with Reference 1, and as approved by the Commission per Reference 2, Southern Nuclear Operating Company commits to submit the License Amendment Request (LAR) implementing 10 CFR 50.48(c) for Farley Nuclear Plant (FNP) Units 1 and 2 by September 30, 2012. Additional time beyond July 1, 2012 is needed for several reasons. First, time is needed to complete a fire PRA model that provides realistic insights and that can be submitted for a successful industry peer team review. Second, limited availability of fire contractor resources to SNC has extended the LAR submittal schedule.

Finally, preparation for a potential June 2011 partial LAR submittal shifted resources, resulting in a schedule delay. This schedule extension will not result in a reduction in our focus to complete this work in an expeditious manner. There is no safety impact associated with this extension since the current Appendix R licensing basis continues to remain in effect.

This is a change to the schedule submitted in Reference 3. In addition, Southern Nuclear Operating Company requests that the enforcement discretion be extended to correspond to the LAR submittal commitment date. Per the enforcement discretion policy, once the LAR is submitted, the enforcement discretion would then continue until the NRC dispositions the LAR to transition to NFPA 805, consistent with Reference 1.

This letter contains one new NRC commitment, which is provided in a table in the enclosure. If you have any questions, please contact Doug McKinney at (205) 992-5982.

Sincerely,



M. J. Ajluni  
Nuclear Licensing Director

MJA/RLG/lac

Enclosure: NFPA 805 License Amendment Request Submittal Date Commitment

cc: Southern Nuclear Operating Company  
Mr. J. T. Gasser, Executive Vice President  
Mr. L. M. Stinson, Vice President – Farley  
Ms. P. M. Marino, Vice President – Engineering  
RTYPE: CFA04.054

U. S. Nuclear Regulatory Commission  
Mr. V. M. McCree, Regional Administrator  
Mr. R. E. Martin, NRR Project Manager – Farley  
Mr. E. L. Crowe, Senior Resident Inspector – Farley  
Mr. P. G. Boyle, NRR Project Manager  
Mr. R. P. Zimmerman, Director, Office of Enforcement  
Mr. D. V. Pickett, Senior Project Manager, Plant Licensing Branch, DORL

**Joseph M. Farley Nuclear Plant  
Request for Extension of Enforcement Discretion and Commitment to  
Submittal Date for 10 CFR 50.48(c) License Amendment Request**

**Enclosure**

**NFPA 805 License Amendment Request Submittal Date Commitment**

### Regulatory Commitment

The following table identifies an action committed by Southern Nuclear Operating Company in this document for Farley Nuclear Plant. Any other statements in this submittal are provided for information purposes only and are not considered to be regulatory commitments.

<b>Commitment</b>	<b>Due Date</b>
Submit the License Amendment Request for NFPA 805	September 30, 2012