

## NRR-PMDAPEm Resource

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**From:** Feintuch, Karl  
**Sent:** Saturday, July 02, 2011 10:38 PM  
**To:** 'Catron, Steve'; 'Thomas.Byrne@nexteraenergy.com'; 'Browning, Tony'  
**Cc:** Johnson, Don; Feintuch, Karl  
**Subject:** ME6508 - Duane Arnold - Application for amendment to change selected EALs - Acceptance Review decision

By letter dated May 31, 2011 (ADAMS Accession No. MLML11154A069), NextEra Energy Duane Arnold, LLC (the licensee) submitted a license amendment request for the Duane Arnold Energy Center (DAEC). The proposed amendment would change selected DAEC Emergency Action Levels (EALs) in the DAEC Emergency Plan based on NEI 99-01, Revision 5, using the guidance in NRC Regulatory Information Summary RIS 2003-18, Supplement 2.

The purpose of this e-mail is to provide the results of the acceptance review of this amendment request by NRC staff. 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 TSs) must fully describe the changes requested and follow 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 staff to proceed with its detailed technical review and make an independent assessment regarding the acceptability of the proposed amendment request 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 me at (301) 415-3079.

Karl Feintuch, Project Manager  
Plant Licensing Branch III-1  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

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