



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

July 29, 2011

Mr. Christopher R. Costanzo  
Vice President  
Duane Arnold Energy Center  
3277 DAEC Road  
Palo, IA 52324-9785

SUBJECT: COMMITMENT TO SUBMIT A LICENSE AMENDMENT REQUEST TO  
TRANSITION TO 10 CFR 50.48(c), NATIONAL FIRE PROTECTION  
ASSOCIATION STANDARD NFPA 805, AND REQUEST TO EXTEND  
ENFORCEMENT DISCRETION - DUANE ARNOLD ENERGY CENTER  
(TAC NO. ME6679)

Dear Mr. Costanzo:

By letter to the U.S. Nuclear Regulatory Commission (NRC, the Commission) dated June 23, 2011 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML11178A237), the NextEra Energy Duane Arnold, LLC: (1) committed to submit a license amendment request (LAR) by September 30, 2011, to transition to National Fire Protection Association Standard NFPA 805 in accordance with Title 10 of the *Code of Federal Regulations*, Section 50.48(c), and (2) requested that enforcement discretion for fire protection issues be extended to correspond with the LAR submittal date.

The NRC staff has reviewed your letter and finds it consistent with Commission direction as provided in SRM-SECY-11-0061, dated June 10, 2011 (ADAMS ML111610616). Therefore, your request to extend enforcement discretion is granted in accordance with the Interim Enforcement Policy concerning Enforcement Discretion for Certain Fire Protection Issues as published in the *Federal Register* on July 12, 2011 (76 FR 40777).

If you are unable to meet the above LAR submittal date, you are requested to contact the NRC staff at least 90 days in advance. Please contact Karl Feintuch on 301-415-3079, if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Joseph G. Giitter".

*for* Joseph G. Giitter, Director  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket No. 50-331

cc: Distribution via Listserv

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**/RA/ Louise Lund for**  
Joseph G. Giitter, Director  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

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**ADAMS Accession No. ML112020163**                      **NRR-106**

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