



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

November 13, 2012

Mr. Michael J. Pacilio
President and Chief Nuclear Officer
Exelon Nuclear
4300 Winfield Road
Warrenville, IL 60555

SUBJECT: OYSTER CREEK NUCLEAR GENERATING STATION – CORRECTION TO
EXEMPTION FROM TITLE 10 OF THE *CODE OF FEDERAL REGULATIONS*
PART 50, APPENDIX R REQUIREMENTS (TAC NO. ME0780)

Dear Mr. Pacilio:

By letter dated March 30, 2011 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML110700451), the U.S. Nuclear Regulatory Commission (NRC) approved the exemption from specific requirements of Title 10 of the *Code of Federal Regulations*, Part 50, Appendix R, for the Oyster Creek Nuclear Generating Station. This action was in response to the Exelon Generation Company, LLC (Exelon) application dated March 4, 2009 (ADAMS Accession No. ML090640225), as supplemented by letter dated April 2, 2010 (ADAMS Accession No. ML100920370). The application requested an exemption from Appendix R, Section III.G, "Fire Protection of Safe Shutdown Capability," for the use of an operator manual action (OMA), in lieu of the requirements specified in Section III.G.2. The application for an exemption, as supplemented, applied to the use of OMAs on 22 plant fire areas.

The exemption was published in the *Federal Register* on April 7, 2011 (76 FR 19488).

Subsequent to the issuance of the exemption approval letter, dated March 30, 2011, the NRC staff noted that the descriptions in Sections 3.9.2 and 3.18.2, "Detection, Control, and Extinguishment," did not match the description in the Exelon letter dated April 2, 2010.

A copy of the Correction FR Notice for the Exemption is enclosed. It has been forwarded to the Office of the Federal Register for publication.

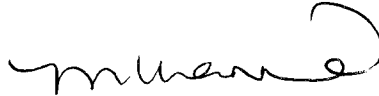
The NRC regrets any inconvenience that these inadvertent editorial errors may have caused.

M. J. Pacilio

- 2 -

If you have any questions regarding this letter, please feel free to contact John G. Lamb, Senior Project Manager, at (301) 415-3100 or John.Lamb@nrc.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Meena K. Khanna', with a large, stylized flourish at the end.

Meena K. Khanna, Chief
Plant Licensing Branch I-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-219

Enclosure:
As stated

cc w/encl: Distribution via Listserv

UNITED STATES NUCLEAR REGULATORY COMMISSION

DOCKET NO. 50-219

EXELON GENERATION COMPANY, LLC

OYSTER CREEK NUCLEAR GENERATING STATION

CORRECTION TO FEDERAL REGISTER NOTICE FOR EXEMPTION

AGENCY: Nuclear Regulatory Commission

ACTION: Notice of Issuance; Correction

SUMMARY: This document corrects a notice appearing in the *Federal Register* on April 7, 2011 (76 FR 19488), that incorrectly described Sections 3.9.2 and 3.18.2, "Detection, Control, and Extinguishment." This action is necessary to correct erroneous information.


FOR FURTHER INFORMATION CONTACT: John G. Lamb, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone (301) 415-3100, e-mail: John.Lamb@nrc.gov.

SUPPLEMENTARY INFORMATION: On page 19497, in the first column, in the third complete paragraph, it is corrected to read from. "The licensee stated that RB-FZ-1E has an area-wide smoke detection system and an automatic fixed deluge water spray system installed over cable trays and open hatches. The deluge suppression system protecting safety-related cable trays is automatically activated by a cross-zoned detection system consisting of linear heat detection wire located on top of the cables in each original safety-related cable trays and smoke detectors are located in each beam pocket at the ceiling" to, "The licensee stated that RB-FZ-1E has a smoke detection system and an automatic fixed deluge water spray system installed over cable trays and open hatches. The deluge suppression system protecting safety-related cable trays is automatically activated by a cross-zoned detection system."

On page 19505, in the first column, in the first complete paragraph, it is corrected to read from "The licensee stated that a closed head automatic sprinkler and spray systems protect the south end basement area and the hydrogen seal oil unit" to "The closed head automatic sprinkler system in the condenser bay area was designed, installed and tested in accordance with NFPA 13, 1976 Edition, which was the latest edition of this code at the time of design."

Dated in Rockville, Maryland, this 9th day of November 2012.

FOR THE NUCLEAR REGULATORY COMMISSION

A handwritten signature in black ink that reads "Michele G. Evans". The signature is written in a cursive style with a long horizontal stroke at the end.

Michele G. Evans, Director
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

M. J. Pacilio

- 2 -

If you have any questions regarding this letter, please feel free to contact John G. Lamb, Senior Project Manager, at (301) 415-3100 or John.Lamb@nrc.gov.

Sincerely,

/RA/

Meena K. Khanna, Chief
Plant Licensing Branch I-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-219

Enclosure:
As stated

cc w/encl: Distribution via Listserv

DISTRIBUTION:

PUBLIC
RidsRgn1MailCenter Resource
RidsAcrcAcnw_MailCenter Resource
RidsNrrLAABaxter Resource
RidsNrrDorLpl1-2 Resource

LPL1-2 R/F
RidsOgcRp Resource
RidsNrrPMOysterCreek Resource
RidsNrrDpr Resource

ADAMS Accession Nos. Package/ML12250A823; Letter/ML12250A835; FRN/ML12250A846

OFFICE	LPL1-2/PM	LPL1-2/LA	DORL/DD	DORL/D	LPL1-2/BC
NAME	JLamb	ABaxter	MGEvans for LLund	MEvans	MKhanna
DATE	09/10/12	09/07/12	11/09/12	11/09/12	11/13/12

OFFICIAL RECORD COPY