

**From:** Vaidya, Bhalchandra  
**Sent:** Tuesday, March 13, 2012 1:46 PM  
**To:** 'paul@beyondnuclear.org'  
**Cc:** Russell, Andrea; Wilson, George

Mr. Gunter,

I have been assigned as the Petition Manager for the 10 CFR 2.206 petition you submitted to the NRC on March 9, 2012, regarding your concerns on the containment vent system in James A. FitzPatrick Nuclear Power Plant located in Oswego County, New York.

Section 2.206 of Title 10 of the Code of Federal Regulations describes the petition process – the primary mechanism for the public to request enforcement action by the NRC in a public process. This process permits anyone to petition NRC to take enforcement-type action related to NRC licensees or licensed activities. Depending on the results of its evaluation, NRC could modify, suspend, or revoke an NRC-issued license or take any other appropriate enforcement action to resolve a problem. The NRC staff's guidance for the disposition of 2.206 petition requests is in Management Directive 8.11, which is publicly available.

The 2.206 process provides a mechanism for any member of the public to request enforcement action against NRC licensees. Therefore, because you specifically requested in your letter that the NRC immediately suspend all power operations at the James A. FitzPatrick nuclear power plant in Oswego County, New York pending emergency enforcement actions as provided in your petition by federal law (10 CFR 2.206), it was referred to the 2.206 process. The 2.206 process is separate from the allegations process which affords individuals who raise safety concerns a degree of protection of their identity. In the 2.206 process, all of the information in your letter will be made public, including your identity.

In addition, in accordance with NRC Management Directive 8.11 (which I have attached for your reference), you have the opportunity to address the NRC Petition Review Board (PRB) to further discuss your petition, either in person at the NRC Headquarters in Rockville, MD, or by telephone conference.

I would appreciate if you could advise me by March 15, 2012, if you agree to the NRC's processing your request under the 2.206 process. In addition, please advise me if you would like to address the PRB. If you would like to meet in person, I will need to schedule a formal public meeting at the NRC Headquarters. If you would prefer to address the PRB via phone, I will also work with you to coordinate a date/time during the upcoming weeks.

It is noted that the petition does not provide the contact information with respect to the e-mail addresses and telephone numbers of the other petitioners. Therefore, please let me know if I need to contact them separately. If I need to contact them separately, please provide the contact information for them.

Thank you,

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