



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION I  
631 PARK AVENUE  
KING OF PRUSSIA, PENNSYLVANIA 19406

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Docket No. 50-333

20 DEC 1978

Power Authority of the State of New York  
James A. FitzPatrick Nuclear Power Plant  
ATTN: Mr. J. D. Leonard  
Resident Manager  
P. O. Box 41 Lycoming, New York 13093

Gentlemen:

Subject: Inspection 50-333/78-19

This refers to your December 1, 1978 response letter, to our letter dated November 8, 1978.

We have no additional questions at this time regarding your response to Noncompliance Items A and C. With regard to Noncompliance Item B, we understand, based on telephone conversations on December 6 and 11, 1978, between yourself and Mr. E. McCabe of this office, that other occurrences of this nature will be treated as follows:

- a. alternate system lineups to restore full operability consistent with other requirements will be used where appropriate;
- b. that operator actions will not be credited as a substitute for required automatic features of Protection or Engineered Safeguards Systems, unless the conditions of the facility license specifically allow such substitution, or unless NRC:NRR has specifically concurred in such substitution; and,
- c. if the above conditions cannot be met, the Protection or Engineered Safeguards Systems involved shall be considered inoperable.

If our understanding is incorrect, please contact us promptly.

The status of your corrective actions will be examined during subsequent inspection. Your cooperation with us is appreciated.

Sincerely,

*James M. Allan*  
Boyce H. Grier  
Director

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Power Authority of the State  
of New York

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20 DEC 1978

cc:

George T. Berry, General Manager and Chief Engineer  
P. W. Lyon, Manager - Nuclear Operations  
A. Klausmann, Director, Quality Assurance  
M. C. Cosgrove, Quality Assurance Supervisor  
J. D. Davis, Chairman, Safety Review Committee  
L. R. Bennett, Assistant General Manager - General Counsel  
G. M. Wilverding, Licensing Supervisor