

POWER AUTHORITY OF THE STATE OF NEW YORK

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July 31, 1981  
JPN-81-55

Director of Nuclear Reactor Regulation  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Attention: Mr. Darrell G. Eisenhut, Director  
Division of Licensing  
Office of Nuclear Reactor Regulation

Subject: James A. FitzPatrick Nuclear Power Plant  
Docket No. 50-333  
Order Confirming Licensee Commitments  
On Post-TMI Related Issues dated  
July 10, 1981

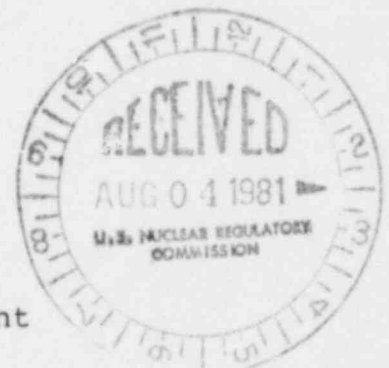
Reference: Letters J.P. Bayne (PASNY) to J.A. Ippolito dated and  
numbered as follows:

December 16, 1980	(JPN-80-58)
January 8, 1981	(JPN-81-5)
March 13, 1981	(JPN-81-19)
April 10, 1981	(JPN-81-26)
June 5, 1981	(JPN-81-39)
July 7, 1981	(JPN-81-48)

Dear Sir:

The Power Authority of the State of New York (Authority) has received and reviewed the subject Order which is effective July 10, 1981. This Order requires the Authority to "...satisfy the specific requirements described in the Attachment to [the] Order (as appropriate to the licensee's facility) as early as practicable but no later than 30 days after the effective date of the ORDER."

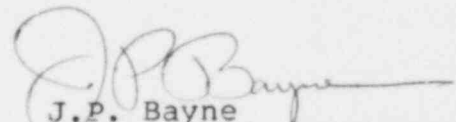
The Authority understands, based on discussions with the NRC Staff, that the subject Order confirms only those commitments made by the Authority in the referenced letters, to the extent that they are also specifically identified in the Attachment to the Order.



Therefore, the Authority will be full compliance with the specific requirements of the July 10, 1981 Order provided that the Authority fulfills its commitments or obtains NRC approval for the modification of those commitments. The acceptability of the Authority's responses to the specific requirements of the Order has not been fully addressed by the Commission to date. It is the Authority's understanding that the Commission's final acceptance of the responses is unnecessary for purposes of complying with the Order.

Should the Commission adopt an interpretation of the July 10, 1981 Order which is different from that set forth above, the Authority reserves the right to request a hearing, within a reasonable time following the receipt of written notification of the adoption of such an interpretation. Since this letter is submitted prior to the time provided by law to request a hearing, this letter constitutes a request for a hearing upon written notification by the Authority to that affect.

Very truly yours,

  
J.P. Bayne  
Senior Vice President  
Nuclear Generation

cc: Mr. J. Linville  
Resident Inspector  
U.S. Nuclear Regulatory Commission  
P.O. Box 41  
Lycoming, New York 13093