

Lew W. Myers
Vice President

440-280-5915
Fax: 440-280-8029

November 30, 1998
PY-CEI/NRR-2339L

United States Nuclear Regulatory Commission
Document Control Desk
Washington, D.C. 20555

Perry Nuclear Power Plant
Docket No. 50-440

Subject: Supplemental Submittal to License NPF-58 Application Pursuant to 10CFR50.80 and 10CFR50.90 for Order and Conforming License Amendment to Transfer Operating Authority to FirstEnergy Nuclear Operating Company (TAC No. MA2218)

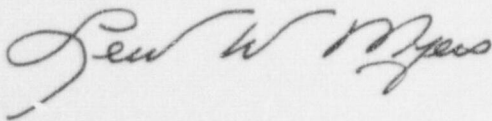
Ladies and Gentlemen:

The Cleveland Electric Illuminating Company (CEI) and Centerior Service Company (CSC) submitted a request for a 10CFR50.80 Consent Order and Conforming License Amendment for the Perry Nuclear Power Plant Unit Number 1 on June 30, 1998. The original request was supplemented by a letter dated October 27, 1998.

Based on recent communications with the NRC staff one change to the previous submittals is being proposed to clarify a portion of the Operating License. A marked up copy of the proposed Operating License change is shown in the Attachment. This proposed clarification does not change any of the safety assessment or significant hazards considerations previously submitted. It is requested that this proposed change be implemented along with the other changes requested by the previous submittals on this subject.

If you have questions or require additional information, please contact Mr. Henry L. Hegrat, Manager-Regulatory Affairs, at (440) 280-5606.

Very truly yours,



Attachment

cc: NRC Region III Administrator
NRC Resident Inspector
NRR Project Manager

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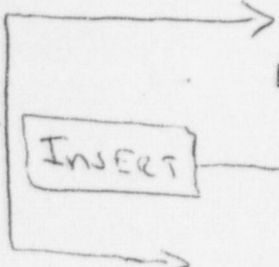
the license. ~~Cleveland Electric Illuminating Company~~ shall operate the facility in accordance with the Technical Specifications and the Environmental Protection Plan.

(3) Antitrust Conditions

a. Cleveland Electric Illuminating Company, Duquesne Light Company, Ohio Edison Company, OES Nuclear, Inc., Pennsylvania Power Company and the Toledo Edison Company shall comply with the antitrust conditions delineated in Appendix C to this license; Appendix C is hereby incorporated into this license.

b. ~~Centerior Service Company (CSC) shall comply with the antitrust conditions delineated in Appendix C to this license as if named therein. CEICO is responsible and accountable for the actions of CSC to the extent that CSC's actions contravene the antitrust license conditions in Appendix C to this license.~~

This Change



(4) Post-Fuel Loading Initial Test Program (Section 14, SSER #3)⁴

Any changes to the Initial Test Program described in Section 14 of the FSAR made in accordance with the provisions of 10 CFR 50.59 shall be reported in accordance with 50.59(b) within one month of such change.

Deleted

(5) Inservice Inspection Program (Section 6.6.3, SSER #7)

Within six (6) months after exceeding 5% of rated thermal power, CEICO shall submit the Initial Inservice Inspection Program required by 10 CFR 50.55(a) for the NRC staff's review and approval.

(6) Fire Protection (Section 9.5, SER, SSER #1, 2, 3, 4, 7 and 8)

~~CEICO shall comply with the following requirements of the fire protection program: CEICO shall implement and maintain in effect all provisions of the approved fire protection program as described in the Final Safety Analysis Report as amended, for the Perry Nuclear Power Plant and as approved in the Safety Evaluation Report (NUREG-0887) dated May 1982 and Supplement Nos. 1 thru 10 thereto, subject to the following provisions:~~

FENOC

a. ~~CEICO~~ may make changes to the approved fire protection

⁴ The parenthetical notation following the title of many license conditions denotes the section of the Safety Evaluation Report (SER) and/or its supplements wherein the license condition is discussed.

INSERT:

- b. FENOC shall not market or broker power or energy from the Perry Nuclear Power Plant, Unit No.1. The Owners are responsible and accountable for the actions of its agent, FENOC, to the extent said agent's actions affect the marketing or brokering of power or energy from the Perry Nuclear Power Plant, Unit No. 1 and, in any way, contravene the antitrust conditions of this paragraph or Appendix C of this license.