

**UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION**

Before the Atomic Safety and Licensing Board

In the Matter of

**FIRSTENERGY NUCLEAR OPERATING
COMPANY**

**(Perry Nuclear Power Plant, Unit 1;
Operating License No. NPF-58)**

)

) **Docket No. 50-440-CIVP**

)

) **ASLBP No. 01-784-01-CivP**

)

) **EA 99-012**

)

JOINT STATUS REPORT

This joint status report is in response to this Board's Memorandum and Order, dated December 4, 2000 ("Order"), issued subsequent to the "Joint Status Report" of the Licensee, FirstEnergy Nuclear Operating Company ("FENOC"), and the NRC Staff, filed on November 30, 2000. That status report stated that informal settlement negotiations had taken place between the undersigned counsel and that meetings of the principals of both parties (including the NRC Region III Regional Administrator) were being scheduled for the week of December 18, 2000. The Order suspended further proceedings until January 19, 2001, with a further status report to be filed by the parties by January 9, 2001.

Settlement discussions involving the undersigned and principals of both of the undersigned occurred during the week of December 18, 2000. An oral agreement in principle permitting complete settlement of the proceeding has been reached. The parties are currently working on the preparation of a settlement agreement for submission to this

Board pursuant to 10 C.F.R. §2.203. The parties will, before the completion of the January 19, 2001 suspension period, either submit a settlement agreement to the Board pursuant to 10 C.F.R. §2.203 or, alternatively, hereby request an additional 30 days from now, until February 8, 2001, for final completion and submission to this Board of that agreement, and until February 19, 2001, for continuance of the suspension period. (The documents requested by this Board, assuming settlement has not been reached, to similarly be deferred until the conclusion of the suspension period.)

Respectfully submitted,



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Dated at Rockville, MD this 9th day of
January, 2001.

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CERTIFICATE OF SERVICE

I hereby certify that on this ____ day of January, 2001, copies of the foregoing "Joint Status Report" have been served upon the following persons by U.S. mail, first class or by NRC internal distribution.

Office of Commission Appellate
Adjudication
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

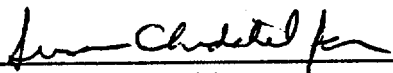
Administrative Judge
Charles Bechhoefer, Chairman
Atomic Safety and Licensing Board
Panel
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U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Administrative Judge
Dr. Richard F. Cole
Atomic Safety and Licensing Board
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Administrative Judge
Ann Marshall Young
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Washington, D.C. 20555

John K. Wood
Vice President
Perry Nuclear Power Plant
10 Center Road
Perry, OH 44081

Dated at Rockville, MD this
9th day of January, 2001 .



Dennis C. Dambly