

# REGULATORY DOCKET FILE COPY

FEBRUARY 1 1980

Docket No. 50-333

Mr. George T. Berry  
General Manager & Chief Engineer  
Power Authority of the State of  
New York  
10 Columbus Circle  
New York, New York 10019

Dear Mr. Berry:

## Distribution

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In response to the Commission's Show Cause Order issued on January 2, 1980, your submittal dated January 22, 1980 provided documentation indicating that completion of some of the Category A requirements for the FitzPatrick Nuclear Power Plant necessitates equipment which is expected to become available on the following schedule:

Item	Delivery Date
2.1.3a	March 15, 1980

After reviewing this matter, we conclude that you have shown that necessary equipment will not be available for implementation by January 31, 1980. For this item the implementation schedule of within 30 days of receipt of the equipment but no later than June 1, 1980, as specified in the Order, is appropriate.

As indicated in our letter dated October 30, 1979, the acceptability of your implementation of each Category A item (excluding 2.1.7a) will be the subject of post implementation review. Should your information concerning the availability of the equipment change, notify this office within five days of receipt of the new information.

Sincerely,

8002190 204

Original signed by

Harold R. Denton, Director  
Office of Nuclear Reactor Regulation

cc: See next page

\*SEE PREVIOUS YELLOW FOR CONCURRENCES

ORB #3  
\*PPolk  
ORB #3  
\*Tippolito  
GE BWR  
TTelford

OFFICE	GE BWR	AD:ORP	DO:DOE	DO:DOE	NRR	NRR
SURNAME	*DVerrelli:m	*EGamill	RTedesco	DEisenhut	ECase	HDenton
DATE	1/29/80	1/29/80	1/29/80	2/1/80	1/29/80	1/29/80

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RVollmer	
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OI&E (3)	
Tippolito	

Dear Mr. Berry:

In response to the Commission's Order issued on January 2, 1980, your submittal dated January 22, 1980 provided documentation indicating that completion of the required Lessons Learned Category "A" requirements for FitzPatrick Nuclear Power Station necessitates equipment which is not expected to become available until March 1980.

After reviewing this matter, and by independent verification of equipment availability, we have concluded that continued operation of the FitzPatrick Plant beyond January 31, 1980 has been justified. Therefore, pursuant to the Order, the James A. FitzPatrick Plant will be shutdown for completion of all Category "A" requirements within 30 days after receipt of the equipment. As indicated in our letter dated October 30, 1979, the acceptability of your implementation of each Category "A" item will be based in a post implementation review.

In accordance with the Order, should your information concerning the availability of the equipment be changed, notify this office within five days of receipt of the new information.

Sincerely,

Harold R. Denton, Director  
Office of Nuclear Reactor Regulation

cc: see next page

ORB#3	ORB#3
PPolk	Tippolito
1/29/80	1/29/80

OFFICE	GE/ITM	AtAD/ORB/DOR	AtDD/DOR	AtD/DOR	DD/NRR	D/NRR
SURNAME	DVerrelli:ar	WGammill	RTedesco	DEisenhut	ECase	HDenton
DATE	1/29/80	1/29/80	1/ /80	1/ /80	1/29/80	1/ /80

Mr. George T. Berry  
Power Authority of the State  
of New York

- 2 -

cc:

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