



**Entergy Nuclear Northeast**  
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**Michael R. Kansler**  
Senior Vice President &  
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March 18, 2002  
JPN-02-004  
ENG 1.2.02.023

**Via Overnight Delivery**

Mr. Samuel J. Collins, Director  
Office of Nuclear Reactor Regulation  
U.S. Nuclear Regulatory Commission  
One White Flint North  
Mail Stop 05-E-7  
11555 Rockville Pike  
Rockville, MD 20852-2738

**SUBJECT: Entergy Nuclear Operations, Inc. and Entergy Nuclear Generation  
Company – Request for an Extension of Time to Submit an Answer and  
Request for Hearing**

James A. FitzPatrick Nuclear Power Plant  
Docket No. 50-333  
License No. DPR-59  
Pilgrim Nuclear Power Station  
Docket No. 50-293  
License No. DPR-35

**REFERENCE:** NRC letters to Michael R. Kansler from Samuel J. Collins dated February 25, 2002, regarding "Issuance of Order for Interim Safeguards and Security Compensatory Measures" for James A. FitzPatrick Nuclear Power Plant and Pilgrim Nuclear Power Station

Dear Sir:

Section IV of the Nuclear Regulatory Commission's ("NRC") February 25, 2002 Order Modifying Licenses ("Order") states that, in accordance with 10 C.F.R. § 2.202, a Licensee must submit an answer to the Order and may request an extension of time in which to submit an answer or to request a hearing on the Order within 20 days of the date of the Order. In addition, the Order states, "[w]here good cause is shown, consideration will be given to extending the time to request a hearing."

For the following reasons, Entergy Nuclear Operations, Inc. and Entergy Nuclear Generation Company ("Entergy"), hereby requests an extension of time to supplement the Answer to the Order submitted March 18, 2002 and to request a hearing.

5001-11  
1 advanced copy to  
B. Martin

As required by Condition C.1. of the Order, Entergy's response identifies specific actions to be taken to comply with each applicable requirement and provides a schedule for implementation. We have responded to Conditions B.1. and B.2. by identifying requirements with which compliance is unnecessary in Entergy's specific circumstances.

In a few instances, as detailed in our March 18, 2002 submittals to the NRC, we are unable to complete the necessary evaluations to determine what actions are appropriate and what an appropriate schedule for implementation would be within the required response time. Because we will be unable to ascertain the appropriate actions in the context of meeting the NRC's intent for these measures, we will be unable to determine whether it is necessary to request a hearing until we have completed the analyses and/or actions with respect to those matters.

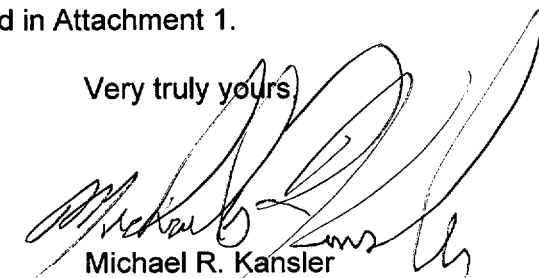
Because of the unique nature of the situation that precipitated issuance of the Order, pursuant to Section IV of the Order, Entergy requests (1) an extension of time to file an answer for Interim Compensatory Measures **B.2.a.(1)**, **B.2.a.(2)** and **B.2.b.** until June 14, 2002 and (2) that a comparable extension of time to file a request for hearing be granted for those matters.

Good cause exists for this request. Several complex analyses are being performed related to these measures. Until these analyses required to respond to the Order are complete, Entergy cannot know if it is able to comply with the Order in these respects, if compliance is necessary in the circumstances, or if compliance would cause Entergy to be in violation of NRC regulations or a facility license. Accordingly, Entergy cannot know at this time how its interests will be affected by the Order and cannot determine at this time whether a request for a hearing would be appropriate. Thus, as noted above, Entergy requests an extension of time to file an answer to certain Interim Compensatory Measures, and similarly requests an extension of time for requesting a hearing on that portion of the Order that relates to these certain Interim Compensatory Measures.

If you have any questions or require additional information, please contact Ms. Charlene Faison at 914-272-3378.

This letter includes new commitments as summarized in Attachment 1.

Very truly yours,



Michael R. Kansler  
Senior Vice President and  
Chief Operating Officer

Attachment: 1. List of Regulatory Commitments to JPN-02-004/ENG C 1.2.02.023

cc: See Next Page

cc: (all with attachment)

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**Attachment 1 to**  
**JPN-02-004/ENGC-02-023**

**List of Regulatory Commitments**

### **List of Regulatory Commitments**

The following table identifies those actions committed to by Entergy in this document. Any other statements in this submittal are provided for information purposes and are not considered to be regulatory commitments.

<b><u>COMMITMENT</u></b>	<b>TYPE (Check one)</b>		<b>SCHEDULED COMPLETION DATE (If Required)</b>
	<b>ONE- TIME ACTION</b>	<b>CONTINUING COMPLIANCE</b>	
File an answer for Interim Compensatory Measures <b>B.2.a.(1)</b> , <b>B.2.a.(2)</b> and <b>B. 2. b.</b>	<b>x</b>		June 14, 2002
Submit an answer or to request a hearing on Interim Compensatory Measures <b>B.2.a.(1)</b> , <b>B.2.a.(2)</b> , and <b>B. 2. b.</b>	<b>x</b>		June 14, 2002