

December 3, 2003

Mr. Robert F. Saunders, President
FirstEnergy Nuclear Operating Company
76 South Main Street
Akron, OH 44308

SUBJECT: RESPONSE TO ORDER FOR COMPENSATORY MEASURES RELATED TO
ACCESS AUTHORIZATION

Dear Mr. Saunders:

On January 7, 2003, the U.S. Nuclear Regulatory Commission (NRC or Commission) issued Orders to holders of licenses for operating nuclear power reactors, for the implementation of compensatory measures (CMs) related to access authorization. On January 24, 2003, FirstEnergy Nuclear Operating Company responded to the January 7, 2003 Orders on behalf of Beaver Valley Power Station, Units 1 and 2, and the Perry Nuclear Power Plant, and responded on January 27, 2003, on behalf of the Davis-Besse Nuclear Power Station. On March 7, 2003, the NRC staff initiated a conference call with the licensee to discuss the responses to the Orders. On July 7, 2003, the licensee issued a letter clarifying its responses to the Orders.

The NRC staff has completed its review of your responses. Based on that review, the NRC staff finds that your responses to the January 7, 2003, Orders are acceptable and responsive to the Orders.

Please remember, pursuant to Section III.C.2 of the Order, you are to report to the Commission, in accordance with Title 10 of the *Code of Federal Regulations*, Section 50.4, when you have achieved full compliance with the requirements described in Attachment 2 to the Order. The NRC will determine the effectiveness of your implementation of the CMs through onsite inspections.

If you have any questions about this letter, please call Mr. Christopher Gratton at 301-415-1055.

Sincerely,

/RA/

Richard J. Laufer, Chief, Section 1
Project Directorate I
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

Docket Nos. 50-334, 50-412, 50-346,
and 50-440

cc: See next page

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