



Entergy Nuclear Northeast
Indian Point Energy Center
450 Broadway, GSB
P.O. Box 249
Buchanan, NY 10511-0249
Tel 914 734 6700

Fred Dacimo
Site Vice President
Administration

November 4, 2004

Indian Point Unit Nos. 1, 2, and 3
Docket Nos. 50-03, 50-247, and 50-286
NL-04-140

Document Control Desk
U. S. Nuclear Regulatory Commission
Mail Station O-P1-17
Washington, D.C. 20555-0001

SUBJECT: Report to Commission Pursuant to Section III.C of Order EA-03-086 and Section II.C.2 of Order EA-03-039 Regarding Indian Point Units 1, 2 and 3 Security Plans

REFERENCE: 1. Entergy letter to NRC, NL-04-130, Resubmitted Indian Point Units 1, 2 and 3 Physical Security, Training and Qualification, and Safeguards Contingency Plan (TAC Nos. MC2929 and MC2930) dated October 13, 2004

2. NRC Letter to Entergy, Indian Point Nuclear Generating Station, Units 2 and 3 – Administrative Change to Facility Operating License In Conjunction With the Commission Order EA-03-086 Regarding Revised Design Basis Threat (DBT); And Revisions to Physical Security Plan, Training and Qualification Plan, and Safeguards Contingency Plan (TAC Nos. MC2929 and MC2930) dated October 28, 2004

Dear Sir:

The NRC issued three Orders to Indian Point Units 2 and 3 dated April 29, 2003: EA-02-038, "Order for Compensatory Measures Related to Fitness-For-Duty Enhancements Applicable to Nuclear Facility Security Force Personnel"; EA-03-039, "Order for Compensatory Measures Related to Training Enhancements on Tactical and Firearms Proficiency and Physical Fitness Applicable to Armed Nuclear Power Plant Security Force Personnel"; and EA-03-086, Order Requiring Compliance with Revised Design Basis Threat." These are collectively referred to as "Orders." In addition to other requirements, Order EA-03-086 required nuclear power plant licensees to revise their physical security, security force training and qualification, and safeguards contingency plans, to submit those plans to the NRC for approval by April 29, 2004, and to complete implementation of those plans by October 29, 2004.

In Reference 1, Entergy Nuclear Operations, Inc (Entergy) filed a Supplemental Response to Order EA-03-086 that contained the Physical Security Plan, the Training and Qualification Plan, and the Contingency Plan for Indian Point Units 1, 2, and 3. In Reference 2 the NRC issued a Safety Evaluation Report documenting the NRC review and acceptance of the plans for Indian Point Units 2 and 3. Section III.C. of Order EA-03-086 required Entergy to report to the NRC in writing when implementation of the NRC approved physical security plan, general training and qualification plan, and safeguards contingency plan to protect against the design basis threat was accomplished. Section III.C.2 of Order EA-03-39 required Entergy to report to the NRC when full compliance with the requirements in Attachment 2 to the Order was achieved.

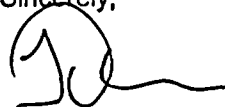
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Entergy hereby certifies that those conditions have been met and the exercise of enforcement discretion pursuant to the Orders during the transition period will no longer be necessary.

This letter contains no new commitments. If you have any questions or require additional information, please contact Mr. Patric W. Conroy, Manager, Licensing at (914) 734-6668.

I declare under penalty of perjury that the foregoing is true and correct. Executed on November 4, 2004.

Sincerely,



Fred R. Dacimo
Site Vice President
Indian Point Energy Center

cc:

Mr. Samuel J. Collins
Regional Administrator-Region I
U.S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, Pennsylvania 19406-1415

Mr. Patrick D. Milano, Sr. Project Manager
Project Directorate I
Division of Licensing Project Management
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
Mail Stop O-8-C2
Washington, D.C. 20555-0001

Mr. Michael K. Webb, Project Manager
Project Directorate IV
Division of Licensing Project Management
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
Mail Stop O-7-D1
Washington, D.C. 20555-0001

Resident Inspectors' Office
U.S. Nuclear Regulatory Commission
Indian Point Unit 3
P.O. Box 337
Buchanan, NY 10511-0337

Mr. Robert J. Fretz
Security Plan Review Team
Project Directorate II
Division of Licensing Project Management
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
Mail Stop 8-B2
Washington, D.C. 20555-0001

Resident Inspectors' Office
U.S. Nuclear Regulatory Commission
Indian Point Unit 2
P.O. Box 59
Buchanan, NY 10511-0059