

August 10, 2006

Mr. James J. Sheppard  
President and Chief Executive Officer  
STP Nuclear Operating Company  
South Texas Project Electric  
Generating Station  
P. O. Box 289  
Wadsworth, TX 77483

SUBJECT: SOUTH TEXAS PROJECT, UNITS 1 AND 2, RE: WITHDRAWAL OF  
REQUEST FOR AMENDMENTS (TAC NOS. MC3923 AND MC3924)

Dear Mr. Sheppard:

By letter dated August 2, 2004, STP Nuclear Operating Company (STPNOC) applied for amendments to South Texas Project (STP), Units 1 and 2, Operating Licenses NPF-76 and NPF-80, respectively. The proposed changes would have allowed implementation of a risk-informed process for determining the allowed outage times for STP Technical Specifications. Subsequently, by application dated June 6, 2006, STPNOC submitted a revised application, pursuant to Section 50.90 of Title 10 of the *Code of Federal Regulations*, that revised the August 2, 2004, application in its entirety. In a telephone conversation between Mr. Scott Head of your staff and me, it was agreed that the June 6, 2006, application would supercede the August 2, 2004, application and the August 2, 2004, application would be withdrawn.

By letter dated July 27, 2006, we informed you that the U.S. Nuclear Regulatory Commission would consider the proposed application for amendments, dated August 2, 2004, to be withdrawn unless you notified us, by August 9, 2006, that our understanding was incorrect. Since the allotted time has passed and you have not responded, we consider the proposed amendment request withdrawn.

The Commission has filed the enclosed Notice of Withdrawal of Application for Amendments to Facility Operating License with the Office of the Federal Register for publication.

Sincerely,

/RA/

Mohan C. Thadani, Senior Project Manager  
Plant Licensing Branch IV  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

Docket Nos. 50-498 and 50-499

Enclosure: Notice of Withdrawal

cc w/encl: See next page

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By letter dated July 27, 2006, we informed you that the U.S. Nuclear Regulatory Commission would consider the proposed application for amendments, dated August 2, 2004, to be withdrawn unless you notified us, by August 9, 2006, that our understanding was incorrect. Since the allotted time has passed and you have not responded, we consider the proposed amendment request withdrawn.

The Commission has filed the enclosed Notice of Withdrawal of Application for Amendments to Facility Operating License with the Office of the Federal Register for publication.

Sincerely,

/RA/

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Plant Licensing Branch IV  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

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UNITED STATES NUCLEAR REGULATORY COMMISSION

STP NUCLEAR OPERATING COMPANY

DOCKET NOS. 50-498 AND 50-499

NOTICE OF WITHDRAWAL OF APPLICATION

FOR AMENDMENTS TO FACILITY OPERATING LICENSES

The U.S. Nuclear Regulatory Commission (NRC/the Commission) has granted the request of STP Nuclear Operating Company (the licensee) to withdraw its August 2, 2004, application for the proposed amendments to Facility Operating License Nos. NPF-76 and NPF-80, for the South Texas Project (STP), Units 1 and 2, respectively, located in Matagorda County, Texas.

The purpose of the licensee's request for amendments was to allow implementation of a risk-informed process for determining the allowed outage times for STP's Technical Specifications.

The Commission had previously issued a Notice of Consideration of Issuance of Amendments published in the FEDERAL REGISTER on August 31, 2004 (69 FR 53112). However, by letter dated July 27, 2006, the NRC informed the licensee that the NRC would consider the proposed application for amendments to be withdrawn unless the licensee notified the NRC, by August 9, 2006, that our understanding was incorrect. Thus, the August 2, 2004, application for amendments is considered to be withdrawn by the licensee.

For further details with respect to this action, see the application for amendments dated August 2, 2004, and the NRC staff's letter dated July 27, 2006. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One

White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov/reading-rm.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737, or by email to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 10<sup>th</sup> day of August 2006.

FOR THE NUCLEAR REGULATORY COMMISSION

*/RA/*

Mohan C. Thadani, Senior Project Manager  
Plant Licensing Branch IV  
Division of Operating Reactor Licensing  
Office of Nuclear Reactor Regulation

South Texas Project, Units 1 & 2

cc:

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