

Mark B. Bezilla  
Vice President440-280-5382  
Fax: 440-280-8029**SECURITY RELATED INFORMATION – WITHHOLD UNDER 10 CFR 2.390**

April 24, 2009

L-09-105

10 CFR 2.202

10 CFR 72.212

10 CFR 73.55

ATTN: Document Control Desk  
Director, Division of Spent Fuel Storage and Transportation  
Office of Nuclear Material Safety and Safeguards  
Washington, DC 20555-0001

**Subject:**

Perry Nuclear Power Plant Unit No. 1  
Docket No. 50-440, License No. NPF-58  
Response to Order EA-09-073

In a letter dated April 7, 2009, the Nuclear Regulatory Commission (NRC) issued Order EA-09-073, which modifies the FirstEnergy Nuclear Operating Company (FENOC) general license for the proposed Independent Spent Fuel Storage Installation (ISFSI) for the Perry Nuclear Power Plant (PNPP). The modification to the general license requires additional security measures for the physical protection of the proposed PNPP ISFSI.

Attachment 1 provides the required 20-day response to Order EA-09-073, in which FENOC consents to the order but requests a relaxation of the 180-day implementation period. Since it contains security related information, please withhold Attachment 1 from disclosure, pursuant to 10 CFR 2.390(a)(1)(i).

Regulatory commitments associated with this submittal are included in Attachment 2. If there are any questions or if additional information is required, please contact Mr. Thomas A. Lentz, Manager – Fleet Licensing, at (330) 761-6071.

Note: Attachment 1 to this letter contains security related information and must be protected accordingly. Upon separation of Attachment 1 this document is decontrolled.

NM5524

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I declare under penalty of perjury that the foregoing is true and correct. Executed on April 24, 2009.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark B. Bezilla', written in a cursive style.

Mark B. Bezilla

Attachments:

1. Response to Order EA-09-073 For The Perry Nuclear Power Plant
2. Regulatory Commitment List

cc: NRC Region III Administrator  
NRC Resident Inspector  
NRR Project Manager  
Secretary, Office of Secretary of the Commission

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