

From: Vaidya, Bhalchandra
Sent: Wednesday, August 24, 2011 7:54 AM
To: 'Dorman, Eugene'; 'Pechacek, Joseph'
Cc: Salgado, Nancy; Lingam, Siva; Boyle, Patrick; Howe, Andrew; Waig, Gerald; Elliott, Robert; Harrison, Donnie
Subject: ME6755- ACCEPTANCE OF REQUESTED LICENSING ACTION RE: License Amendment Request to adopt TSTF-425, Revision 3

SUBJECT: James A. FitzPatrick Nuclear Power Plant (JAFNPP) – ACCEPTANCE OF REQUESTED LICENSING ACTION RE: License Amendment Request to adopt TSTF-425, Revision 3 (TAC NO. ME6755)

By letter dated July 22, 2011, Energy Nuclear Operations, Inc., the licensee, submitted the License Amendment Request (LAR) to adopt the NRC-Approved TSTF-425, Revision 3, Regarding Risk Informed Justification for the Relocation of Specific Surveillance Frequency Requirements from the Technical Specification to a licensee Controlled Program.

The purpose of this communication is to provide the results of the NRC staff's acceptance review of this relief request. The acceptance review was performed by the staff of NRC to determine if there is sufficient technical information in scope and depth to allow the NRC staff to complete its detailed technical review. The acceptance review is also intended to identify whether the application has any readily apparent information insufficiencies in its characterization of the regulatory requirements or the licensing basis of the plant.

Consistent with Section 50.90 of Title 10 of the *Code of Federal Regulations* (10 CFR), an amendment to the license (including the technical specifications) must fully describe the changes requested, and following as far as applicable, the form prescribed for original applications. Section 50.34 of 10 CFR addresses the content of technical information required. This section stipulates that the submittal address the design and operating characteristics, unusual or novel design features, and principal safety considerations.

The NRC staff has reviewed your application and concluded that it does provide technical information in sufficient detail to enable the staff to proceed with its detailed technical review and make an independent assessment regarding the acceptability of the proposed amendment in terms of regulatory requirements and the protection of public health and safety and the environment. If additional information is needed for the staff to complete its technical review, you will be advised by separate correspondence.

If you have any questions, please contact me.

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