



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
WASHINGTON, D.C. 20555-0001

March 29, 2016

Vice-President, Operations
Entergy Nuclear Operations, Inc.
James A. FitzPatrick Nuclear Power Plant
P.O. Box 110
Lycoming, NY 13093

**SUBJECT: JAMES A. FITZPATRICK NUCLEAR POWER PLANT - WITHDRAWAL OF AN
AMENDMENT REQUEST TO REVISE TECHNICAL SPECIFICATION 5.5.6 FOR
EXTENSION OF TYPE A AND TYPE C LEAK RATE TEST FREQUENCIES
(CAC NO. MF6680)**

Dear Sir or Madam:

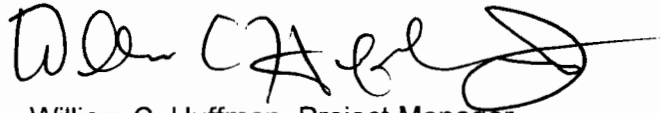
By letter dated August 20, 2015 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML15232A761), Entergy Nuclear Operations, Inc. (Entergy), submitted a license amendment request (LAR) for the James A. FitzPatrick Nuclear Power Plant (JAF), Renewed Facility Operating License No. DPR-59. The proposed change would have modified the JAF Technical Specification 5.5.6, "Primary Containment Leak Rate Testing Program," to allow permanent extension of the Type A Primary Containment Integrated Leak Rate Test interval to 15 years and to allow extension of Type C Local Leak Rate Test testing interval up to 75 months. Subsequently, by letter dated March 14, 2016 (ADAMS Accession No. ML16074A371), Entergy withdrew the license amendment request because it intends to permanently cease power operations at JAF at the end of the current operating cycle and, therefore, no longer needs to change the primary containment leak rate test frequencies.

The U.S. Nuclear Regulatory Commission (NRC) has filed the enclosed Notice of Withdrawal of Application for Amendment to Facility Operating License with the Office of the Federal Register for publication. The NRC staff activities on the review have ceased and the associated Cost Activity Code (CAC No. MF6680) has been closed.

- 2 -

If you have any questions regarding this matter, I may be reached at 301-415-2046 or by e-mail at William.Huffman@nrc.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'William C. Huffman', with a stylized flourish at the end.

William C. Huffman, Project Manager
Plant Licensing IV-2 and Decommissioning
Transition Branch
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-333

Enclosure:
Notice of Withdrawal

cc w/encl: Distribution via Listserv

ENCLOSURE

FEDERAL REGISTER NOTICE

ENTERGY NUCLEAR OPERATIONS, INC.

JAMES A. FITZPATRICK NUCLEAR POWER PLANT

DOCKET NO. 50-333

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-333; NRC-20YY-XXXX]

Entergy Nuclear Operations, Inc.

James A. FitzPatrick Nuclear Power Plant

AGENCY: Nuclear Regulatory Commission.

ACTION: License amendment application; withdrawal by applicant.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) has granted the request of Entergy Nuclear Operations, Inc. (Entergy, the licensee), to withdraw its application dated August 20, 2015, for a proposed amendment to Renewed Facility Operating License No. DPR-59, for the James A. FitzPatrick Nuclear Power Plant (JAF). The proposed amendment would have revised the JAF Technical Specifications (TSs) to extend primary containment Type A and Type C leak rate test frequencies.

ADDRESSES: Please refer to Docket ID <**INSERT: NRC-20YY-XXXX**> when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- **Federal Rulemaking Web Site:** Go to <http://www.regulations.gov> and search for Docket ID <**INSERT: NRC-20YY-XXXX**>. Address questions about NRC dockets to Carol Gallagher; telephone: 301-415-3463; e-mail: Carol.Gallagher@nrc.gov. For technical questions, contact the individual listed in the FOR FURTHER INFORMATION CONTACT section of this document.

- **NRC's Agencywide Documents Access and Management System (ADAMS):**

You may obtain publicly-available documents online in the ADAMS Public Documents collection at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "[ADAMS Public Documents](#)" and then select "[Begin Web-based ADAMS Search](#)." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to pdr.resource@nrc.gov. The ADAMS accession number for each document referenced in this document (if that document is available in ADAMS) is provided the first time that a document is referenced.

- **NRC's PDR:** You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

FOR FURTHER INFORMATION CONTACT: William Huffman, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington DC 20555-0001; telephone: 301-415-2046; e-mail: William.Huffman@nrc.gov.

SUPPLEMENTARY INFORMATION:

The NRC has granted the request of Entergy to withdraw its August 20, 2015, application (ADAMS Accession No. ML15232A761) for proposed amendment to Renewed Facility Operating License No. DPR-59 for the JAF, located in Oswego County, New York.


The amendment would have revised TS 5.5.6, "Primary Containment Leak Rate Testing Program," to allow permanent extension of the Type A Primary Containment Integrated Leak Rate Test interval to 15 years and to allow extension of Type C Local Leak Rate Test testing interval up to 75 months. Entergy withdrew the license amendment request because it

intends to permanently cease power operations at JAF at the end of the current operating cycle and, therefore, no longer needs to change the primary containment leak rate test frequencies.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the *Federal Register* on October 13, 2015 (80 FR 61480). However, by letter dated March 14, 2016 (ADAMS Accession No. ML16074A371), the licensee requested to withdraw the proposed amendment.

Dated at Rockville, Maryland, this 29th day of March, 2016.

For the Nuclear Regulatory Commission.

A handwritten signature in black ink, appearing to read 'William C. Huffman', with a stylized flourish at the end.

William C. Huffman, Project Manager,
Plant Licensing IV-2 and Decommissioning
Transition Branch,
Division of Operating Reactor Licensing,
Office of Nuclear Reactor Regulation.

- 2 -

If you have any questions regarding this matter, I may be reached at 301-415-2046 or by e-mail at William.Huffman@nrc.gov.

Sincerely,

/RA/

William C. Huffman, Project Manager
Plant Licensing IV-2 and Decommissioning
Transition Branch
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket No. 50-333

Enclosure:
Notice of Withdrawal

cc w/encl: Distribution via Listserv

DISTRIBUTION:

PUBLIC	LPL4-2 R/F	RidsNrrDorlLpl4-2 Resource	MGray, R-1
RidsNrrPMFitzPatrick Resource		RidsACRS_MailCTR Resource	ABurritt, R-1
RidsNrrLAPBlechman Resource		RidsNrrRgn1MailCenter Resource	
RidsNrrDorlDpr Resource		RidsNsirOd Resource	

ADAMS Accession No. Ltr ML16082A496

FRN ML16082A468

OFFICE	NRR/DORL/LPL4-2/PM	NRR/DORL/LPL4-2/LA	NRR/DORL/LPL4-2/BC	NRR/DORL/LPL4-2/PM
NAME	WHuffman	PBlechman	MKhanna JLamb for	WHuffman
DATE	3/23/16	3/23/16	3/29/16	3/29/16

OFFICIAL RECORD COPY