



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

January 29, 2010

Mr. Charles G. Pardee
President and Chief Nuclear Officer
Exelon Generation Company, LLC
4300 Winfield Road
Warrenville, IL 60555

SUBJECT: PEACH BOTTOM ATOMIC POWER STATION, UNITS 2 AND 3 -
WITHDRAWAL OF AN AMENDMENT REQUEST (TAC NOS. MD9434,
MD9435, MD9447 AND MD9448)

Dear Mr. Pardee:

By letter dated August 7, 2008,¹ as supplemented by letter dated May 7, 2009,² Exelon Generation Company, LLC (Exelon) applied for an amendment to the Peach Bottom Atomic Power Station, Units 2 and 3, Facility Operating License Nos. DPR-44 and DPR-56. The proposed amendment consisted of several changes including the incorporation of Technical Specification Task Force (TSTF) Traveler 363, Revision 0, "Revise Topical Report References in ITS [Improved Technical Specifications] 5.6.5, COLR [Core Operating Limits Report]." TSTF Traveler 363, Revision 0, would amend the Technical Specifications (TSs) to relocate Topical Report revisions and date citations from the TSs to the COLR. The license amendment request submitted by Exelon was consistent with TSTF Traveler 363, Revision 0, which had been accepted by the NRC staff for use in licensing applications.

After receipt of the amendment request, the NRC identified concerns associated with TSTF Traveler 363, Revision 0, which were documented and discussed with the TSTF Committee as noted in letters dated November, 2, 2009, and December 11, 2009.³ Specifically the letters discussed the NRC staff's position that Topical Reports, associated with COLR and Pressure and Temperature Limits Reports parameters, need to be identified in the TSs by revision number and/or date as originally discussed in NRC Generic Letters 88-16⁴ and 96-03⁵.

Based on this information, by letter dated January 19, 2010,⁶ Exelon withdrew the portion of the amendment request incorporating TSTF Traveler 363, Revision 0.

1 Agencywide Documents Access and Management System (ADAMS) Accession No. ML082240520

2 ADAMS Accession No. ML091280686

3 ADAMS Accession Nos. ML092151016 and ML093100498

4 Generic Letter 88-16: Removal of Cycle-Specific Parameter Limits From Technical Specifications.

5 Generic Letter 96-03: Relocation of the Pressure Temperature Limit Curves and Low Temperature Overpressure Protection System Limits.

6 ADAMS Accession No. ML100200086

C. Pardee

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The Commission has filed the enclosed Notice of Withdrawal of Application for Amendment to Facility Operating License with the Office of the Federal Register for publication. All activities associated with TAC Nos. MD9434 and MD9435 are complete and these TACs will be closed.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Hughey". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

John D. Hughey, Project Manager
Plant Licensing Branch LPL1-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-277 and 50-278

Enclosure:
Notice of Withdrawal

cc w/encl: Distribution via Listserv

UNITED STATES NUCLEAR REGULATORY COMMISSION
EXELON GENERATION COMPANY, LLC
PSEG NUCLEAR, LLC
PEACH BOTTOM ATOMIC POWER STATION UNITS 2 AND 3
DOCKET NOS. 50-277 AND 50-278
NOTICE OF WITHDRAWAL OF APPLICATION FOR
AMENDMENT TO FACILITY OPERATING LICENSE

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Exelon Generation Company, LLC, (Exelon) and PSEG Nuclear, LLC, to withdraw the portion of its August 7, 2008, application related to incorporation of Technical Specification Task Force Traveler 363, Revision 0, for proposed amendment to Facility Operating License Nos. DPR-44 and DPR-56 for the Peach Bottom Atomic Power Station (PBAPS), Units 2 and 3, located in York and Lancaster Counties, Pennsylvania.

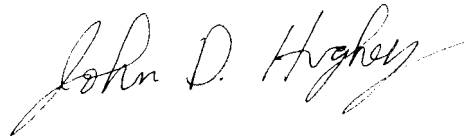
The proposed amendment would have revised the Technical Specifications to incorporate TSTF-363-A, "Revise Topical Report References in ITS [improved technical specifications] 5.6.5, COLR [Core Operating Limits Report]," Revision 0. The amendment would have modified the PBAPS Units 2 and 3 TS 5.6.5, "Core Operating Limits Report (COLR)," to remove the requirement to maintain COLR Topical Report references by number, title, date, and NRC staff approved document, if included. Incorporation of the TSTF would have permitted referencing of the topical report by number and title only in the TSs, with the additional details being controlled within the COLR document.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the FEDERAL REGISTER on May 5, 2009 (74 FR 20744). However, by letter dated January 19, 2010, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated August 7, 2008, and the licensee's letter dated January 19, 2010, which withdrew the application for license amendment. 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 System (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.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.resource@nrc.gov.

Dated at Rockville, Maryland, this 29th day of January.

FOR THE NUCLEAR REGULATORY COMMISSION



John D. Hughey, Project Manager
Plant Licensing Branch LPL1-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

C. Pardee

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The Commission has filed the enclosed Notice of Withdrawal of Application for Amendment to Facility Operating License with the Office of the Federal Register for publication. All activities associated with TAC Nos. MD9434 and MD9435 are complete and these TACs will be closed.

Sincerely,

/ra/

John D. Hughey, Project Manager
Plant Licensing Branch LPL1-2
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-277 and 50-278

Enclosure:
Notice of Withdrawal

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**ADAMS Accession Numbers: Package/ML100260119; Letter/ML100260293; Notice/ML100260400
* via e-mail**

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|--------|---------------|---------------|---------------|
| OFFICE | NRR/LPL1-2/PM | NRR/LPL1-2/LA | NRR/LPL1-2/BC |
| NAME | JHughey | ABaxter * | HChernoff |
| DATE | 01/29/2010 | 01/29/2010 | 01/29/2010 |

OFFICIAL AGENCY RECORD