

January 6, 2000



United States Nuclear Regulatory Commission
ATTN: Document Control Desk
Washington, D.C. 20555-0001

Byron Station, Units 1 and 2
Facility Operating License Nos. NPF-37 and NPF-66
NRC Docket Nos. STN 50-454 and STN 50-455

Subject: Withdrawal of a License Change Request and Withdrawal of a Request for an Exemption from the Requirements of 10 CFR 70.24, "Criticality accident requirements"

Reference: Letter from K. L. Graesser (Commonwealth Edison Company) to U.S. NRC, "Exemption Request for 10 CFR 70.24(a)," dated October 16, 1997

In the referenced letter, we submitted a request to change the operating license for Byron Station to incorporate a requested exemption from the requirements of 10 CFR 70.24, "Criticality accident requirements," for Byron Station, Unit 1. The operating license for Byron Station, Unit 2, is currently exempt from the requirements of 10 CFR 70.24; therefore, the Unit 1 license change request and exemption request were submitted to the NRC to maintain consistency between the Unit 1 and Unit 2 operating licenses.

10 CFR 50.68, "Criticality accident requirements," requires compliance with either 10 CFR 70.24 or 10 CFR 50.68. Since Byron Station, Unit 1, currently meets the requirements of 10 CFR 50.68, we are withdrawing our license change request and our request for an exemption from the requirements of 10 CFR 70.24 for Unit 1, as the license change and associated exemption are unnecessary.

Should you have any questions or concerns regarding this matter, please contact Mr. J. A. Bauer at (630) 663-7287.

Respectfully,

A handwritten signature in black ink, appearing to read "R. M. Krich".

R. M. Krich
Vice President – Regulatory Services

Attachment: Affidavit

cc: Regional Administrator – NRC Region III
NRC Senior Resident Inspector – Byron Station

A001

STATE OF ILLINOIS)
 COUNTY OF DUPAGE)
 IN THE MATTER OF)
 COMMONWEALTH EDISON (COMED) COMPANY) Docket Numbers
 BYRON STATION UNITS 1 AND 2) STN 50-454 AND STN 50-455

SUBJECT: Withdrawal of a License Change Request for Byron Station

AFFIDAVIT

I affirm that the request for withdrawal of the subject license change request is true and correct to the best of my knowledge, information and belief.

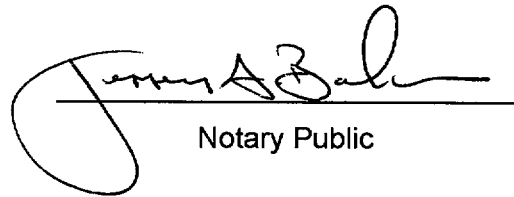


R. M. Krich
Vice President - Regulatory Services

Subscribed and sworn to before me, a Notary Public in and

for the State above named, this 6th day of

January, 2000.



Notary Public

