August 14, 2007
EN-07-048

OFFICE OF ENFORCEMENT
NOTIFICATION OF SIGNIFICANT ENFORCEMENT ACTION

Licensee: FirstEnergy Nuclear Operating Company (EA-07-199)
Beaver Valley Power Station, Units 1 and 2
Davis-Besse Nuclear Power Station
Perry Nuclear Power Plant
Docket Nos. 05000334, 05000412, 05000346, and 05000440

Subject: CONFIRMATORY ORDER

This is to inform the Commission that a Confirmatory Order (Effective Immediately) will be issued on or about August 15, 2007, to FirstEnergy Nuclear Operating Company (FENOC). The Confirmatory Order is being issued to formalize commitments made by FENOC following the NRC staff's issuance of a Demand for Information (DFI) on May 14, 2007. The DFI was issued in response to the information provided by FENOC relative to its re-analysis of the time line and root causes for the 2002 Davis-Besse reactor pressure vessel head degradation event following its receipt of a report prepared by Exponent Failure Analysis Associates and Altran Solutions Corporation (Exponent). On June 13, 2007, FENOC provided its response to the DFI and on June 27, 2007, the NRC held a public meeting with FENOC to discuss the DFI response. On July 16, 2007, FENOC provided a supplemental response to the DFI which provided additional detail regarding the planned implementation of commitments established in its June 13, 2007, response to the DFI. FENOC has agreed to the issuance and immediate effectiveness of the Confirmatory Order and has waived its right to request a hearing on all or any part of the Order.

The schedule of issuance and notification is:

Mailing of Confirmatory Order	August 15, 2007
Telephone Notification of FENOC	August 15, 2007

The States of Ohio and Pennsylvania will be notified.

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