



THE CLEVELAND ELECTRIC ILLUMINATING COMPANY

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Al Kaplan

VICE PRESIDENT
NUCLEAR GROUP

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PERRY NUCLEAR POWER PLANT

November 21, 1989
PY-CEI/NRR-1072 L

U.S. Nuclear Regulatory Commission
Document Control Desk
Washington, D. C. 20555

Perry Nuclear Power Plant
Docket No. 50-440
Request for Exemption from
10CFR55.45(b)(2)(iii) Filing Deadline

Gentlemen:

The Cleveland Electric Illuminating Company (CEI) pursuant to 10CFR 55.11, hereby requests an exemption from the filing requirements of 10CFR 55.45(b)(2)(iii) to allow for the submittal of NRC Form-474, "Simulation Facility Certification" after the March 26, 1991 deadline provided in the rule. Pursuant to 10 CFR 55.11, the Commission may, upon application, grant such exemptions from the requirements of the Regulations as it determines are authorized by law and will not endanger life or property and are otherwise in the public interest.

CEI intends to comply with 10CFR 55.45(b) by certification of a plant referenced simulation facility in accordance with 10CFR 55.45(b)(5)(i). Initial plans to upgrade our existing simulator were determined not to be feasible, leading to award of a contract on June 1, 1989 to Singer Link-Miles Simulator Corporation for the purchase of a certifiable plant referenced simulator. This exemption is necessary because under our current accelerated production schedule, our replacement simulator will not be in a certifiable state of completion by the March 26, 1991 deadline. As stated in our August 30, 1989 response to Generic Letter 89-12, CEI expects to file certification Form 474 on or about May 17, 1991 following completion of vendor and CEI acceptance testing but prior to shipment of the simulator from the vendor facility.

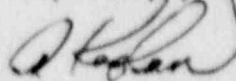
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Granting of this requested extension for filing of Form-474 will not endanger life or property and will not create any new safety concerns. The Commission has itself recognized in the Supplementary Information published along with the Final Rule to 10CFR 55.45 [52 FR 9458], that unique circumstances may arise on a plant specific basis that causes some deviation from the time requirements established in the rule. Where, as here, the licensee (CEI) has made reasonable efforts to comply with the filing requirement and otherwise intends to fully comply with 10CFR 55.45(b), such exemption should be granted.

If you have any questions, please feel free to call.

Very truly yours,



Al Kaplan
Vice President
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