

DISTRIBUTION
 Docket Gray
 NRC PDR
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 NSIC
 ORB#1 Rdg
 DEisenhut
 OELD
 LJHarmon (2)
 TBarnhart-4
 LSchneider
 ELJordan
 JMTaylor
 ACRS-10
 OPA
 CParrish
 GRequa

NOV 18 1982

Docket No. 50-261

Mr. E. E. Utley, Executive Vice President
 Power Supply and Engineering & Construction
 Carolina Power and Light Company
 Post Office Box 1551
 Raleigh, North Carolina 27602

Dear Mr. Utley:

We have received your letter dated July 1, 1982, as supplemented by letter dated September 16, 1982, describing your plans to replace the H. B. Robinson Steam Electric Plant Unit No. 2 steam generators during the 1983 annual refueling outage. We have reviewed this information and do not agree with your determination that repairs of this magnitude and scope can be conducted pursuant to 10 CFR 50.59 without prior NRC approval. As was the case with Surry, Turkey Point and Point Beach steam generator replacement efforts, the NRC considers the replacement operation, including the environmental and radiological effects, the handling and disposition of waste, and protection of safety-related equipment as subjects, which among others, require prior review and approval. Consequently, we have considered your letter dated July 1, 1982, as supplemented by letter dated September 16, 1982, as an application for amendment to Facility Operating License No. DPR-23 and you are reminded of the requirement to submit the associated fees for processing of your application.

Please note that the information you submitted on July 1, and September 16, 1982, and all subsequent submittals should be provided under oath or affirmation in accordance with the Commission's rules.

In accordance with the Commission's rules of practice, the Commission has filed the enclosed "Notice of Proposed Issuance of Amendment to Facility Operating License" with the Office of the Federal Register for publication.

We would be happy to meet with members of your staff to establish a review schedule after we receive your detailed repair report which we understand is scheduled for submittal to NRC on January 3, 1983.

Sincerely,

Original signed by:
 S. A. Varga

Steven A. Varga, Chief
 Operating Reactors Branch #1
 Division of Licensing

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 PDR ADDCK 05000261
 P PDR

Enclosure:
 Notice of Proposed Issuance
 of Amendment to Facility
 Operating License

*PREVIOUS CONCURRENCES SEE NEXT PAGE

OFFICE	cc w/enclosure	ORB#1:DL*	ORB#1:DL*	ORB#1:DL*	OELD*	AD/DR:DL	D/MS
SURNAME	See next page	CParrish	GRequa:dm	SVarga		GLathas	DEisenhut
DATE		11/ /82	11/ /82	11/ /82	11/ /82	11/ /82	11/ /82

DISTRIBU^N
 Docket File
 NRC PDR
 Local PDR
 ORB 1 File
 D. Eisenhut
 C. Parrish
 G. Requa
 OELD
 L. J. Harmon (2)
 E. L. Jordan, IE
 J. M. Taylor, IE
 L. Schneider
 OPA (Clare Miles)
 ACRS (10)
 NSIC

Docket No. 50-261

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 Carolina Power and Light Company
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Sincerely,

Steven A. Varga, Chief
 Operating Reactors Branch No. 1
 Division of Licensing

Enclosure:
 Notice of Proposed Issuance

of Amendment to Facility
 Operating License

cc w/enclosure: See next page

OFFICE	ORB 1	ORB 1	ORB 1	OELD
CParrish	GRequa	SVarga	M. KARMAN	
10/1/82	10/2/82	10/2/82	10/2/82	

Mr. E. E. Utley
Carolina Power and Light Company

cc: G. F. Trowbridge, Esquire
Shaw, Pittman, Potts and Trowbridge
1800 M Street, N.W.
Washington, D. C. 20036

Regional Radiation Representatives
EPA Region IV
345 Courtland Street, N.E.
Atlanta, Georgia 30308

Mr. McCuen Morrell, Chairman
Darlington County Board of Supervisors
County Courthouse
Darlington, South Carolina 29535

State Clearinghouse
Division of Policy Development
116 West Jones Street
Raleigh, North Carolina 27603

Attorney General
Department of Justice
Justice Building
Raleigh, North Carolina 27602

U. S. Nuclear Regulatory Commission
Resident Inspector's Office
H. B. Robinson Steam Electric Plant
Route 5, Box 266-1A
Hartsville, South Carolina 29550

Alan S. Rosenthal, Chairman
Atomic Safety and Licensing
Appeal Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Richard S. Salzman
Atomic Safety and Licensing
Appeal Board Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dr. W. Reed Johnson
Atomic Safety and Licensing
Appeal Board Panel
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555

James P. O'Reilly
Regional Administrator - Region II
U. S. Nuclear Regulatory Commission
101 Marietta Street - Suite 3100
Atlanta, Georgia 30303

UNITED STATES NUCLEAR REGULATORY COMMISSIONDOCKET NO. 50-261CAROLINA POWER AND LIGHT COMPANYNOTICE OF PROPOSED ISSUANCE OF AMENDMENT TOFACILITY OPERATING LICENSE

The United States Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-23 issued to Carolina Power and Light Company (the licensee), for operation of the H. B. Robinson Steam Electric Plant, Unit 2 located in the Town of Hartsville, Darlington, County, South Carolina.

The amendment would revise the conditions of the operating license to permit repair of steam generators by replacement of major components including the tube bundles in accordance with the licensee's applications for amendment dated July 1, 1982, as supplemented by letter dated September 16, 1982.

Prior to issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

By December 27, 1982, the licensee may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or

an Atomic Safety and Licensing Board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel will rule on the request and/or petition and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR §2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding, and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition without requesting leave of the Board up to fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the

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petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. Contentions shall be limited to matters within the scope of the amendment under consideration. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

A request for a hearing or a petition for leave to intervene shall be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D. C. 20555, Attention: Docketing and Service Section, or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner or representative for the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325-6000. The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to Steven A. Varga: (petitioner's name and telephone number); (date petition was mailed); (plant name); and (publication date and page number of this FEDERAL REGISTER notice). A copy

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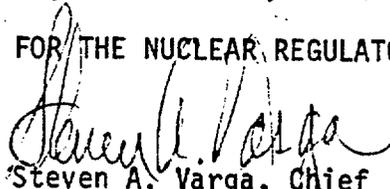
of the petition should also be sent to the Executive Legal Director, U. S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to George F. Trowbridge, Esq. Shaw, Pittman, Potts and Trowbridge, 1800 M Street, N.W., Washington, D.C. 20036, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions for leave for hearing will not be entertained absent a determination by the Commission, the presiding officer or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a late petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR §2.714(a)(i)-(v) and §2.714(d).

For further details with respect to this action, see the application for amendment dated July 1, 1982, as supplemented September 16, 1982, which is available for inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Hartsville Memorial Library, Home & Fifth Avenues, Hartsville, South Carolina 29550.

Dated at Bethesda, Maryland, this 18th day of November, 1982.

FOR THE NUCLEAR REGULATORY COMMISSION


Steven A. Varga, Chief
Operating Reactors Branch #1
Division of Licensing