



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

50-448/445

May 20, 1998

Mr. C. Lance Terry
TU Electric
Senior Vice President & Principal Nuclear Officer
Attn: Regulatory Affairs Department
P. O. Box 1002
Glen Rose, TX 76043

SUBJECT: CONSENT TO CONFIRMATORY ORDER MODIFYING LICENSE (TAC NO. M85536)

Dear Mr. Terry:

By letters dated April 9 and May 1, 1998, you informed us of your schedule commitment for implementing Thermo-Lag 330-1 fire barrier corrective actions at Comanche Peak, Unit 1. Due to NRC staff concerns that Thermo-Lag corrective actions have not been completed at Comanche Peak, Unit 1 to date and to preclude any schedule slippage, we plan to modify the Comanche Peak, Unit 1 license by order to make this commitment a requirement. If Texas Utilities Electric consents, we plan to incorporate the commitment into a Confirmatory Order Modifying License (Order) as follows:

Texas Utilities (TU) Electric shall complete final implementation of Thermo-Lag 330-1 fire barrier corrective actions at Comanche Peak, Unit 1 described in the TU Electric submittals to the NRC dated April 9 and May 1, 1998, by December 31, 1998.

By consenting to issuance of the Order confirming the above commitment, TU Electric is waiving its right to request a hearing on all or any part of the Order. You must sign, as noted on the enclosure to this letter, that you agree to such a commitment on behalf of TU Electric and return the enclosure within 10 business days from the date of this letter to Mr. Samuel J. Collins, Director, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738. After receiving your written consent, the NRC will issue the aforementioned Order.

Questions concerning this letter should be addressed to the NRC Project Manager, Tim Polich at (301) 415-1038.

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PDR ADDCK 05000445
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NRC FILE CENTER COPY

CP-3

Mr. C. Lance Terry

-2-

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be placed in the NRC Public Document Room.

Sincerely,

ORIGINAL SIGNED BY:

Elinor G. Adensam, Acting Director
Division of Reactor Projects III/IV
Office of Nuclear Reactor Regulation

Docket No. 50-445

Enclosure: Commitment

cc w/encl: See next page

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OFC	PM/PDIV-1	PM/PDIV-1	LA/PDIV-1	D/PDIV-1
NAME	MGamberoni/vw	TPolich ^{TP}	CHawes ^{CMH}	JHannon
DATE	5/5/98	5/5/98	4/30/98	5/5/98
COPY	YES/NO	YES/NO	YES/NO	YES/NO

OFC	BC/SPLB	OGC ^{2/17}	(A)D/DRPW ^{5/14}	(A)ADPR ^{5/18}	D/NRR
NAME	LMarsh ^{Mr}	Hedden ^{He}	EAdensam	BBoger ^B	SCollins ^S
DATE	5/7/98	5/11/98	5/14/98	5/18/98	5/20/98
COPY	YES/NO	YES/NO	YES/NO	YES/NO	YES/NO

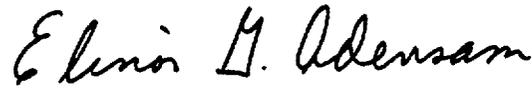
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Mr. C. Lance Terry

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In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," a copy of this letter will be placed in the NRC Public Document Room.

Sincerely,

A handwritten signature in black ink that reads "Elinor G. Adensam". The signature is written in a cursive style with a large initial "E".

Elinor G. Adensam, Acting Director
Division of Reactor Projects III/IV
Office of Nuclear Reactor Regulation

Docket No. 50-445

Enclosure: Commitment

cc w/encl: See next page

Mr. C. Lance Terry
TU Electric Company

Comanche Peak, Units 1 and 2

cc:

Senior Resident Inspector
U.S. Nuclear Regulatory Commission
P. O. Box 2159
Glen Rose, TX 76403-2159

Honorable Dale McPherson
County Judge
P. O. Box 851
Glen Rose, TX 76043

Regional Administrator, Region IV
U.S. Nuclear Regulatory Commission
611 Ryan Plaza Drive, Suite 400
Arlington, TX 76011

Office of the Governor
ATTN: John Howard, Director
Environmental and Natural
Resources Policy
P. O. Box 12428
Austin, TX 78711

Mrs. Juanita Ellis, President
Citizens Association for Sound Energy
1426 South Polk
Dallas, TX 75224

Arthur C. Tate, Director
Division of Compliance & Inspection
Bureau of Radiation Control
Texas Department of Health
1100 West 49th Street
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Mr. Roger D. Walker
TU Electric
Regulatory Affairs Manager
P. O. Box 1002
Glen Rose, TX 76043

Jim Calloway
Public Utility Commission of Texas
Electric Industry Analysis
P. O. Box 13326
Austin, TX 78711-3326

Texas Utilities Electric Company
c/o Bethesda Licensing
3 Metro Center, Suite 810
Bethesda, MD 20814

George L. Edgar, Esq.
Morgan, Lewis & Bockius
1800 M Street, N.W.
Washington, DC 20036-5869

I, Mr. C. Lance Terry, Texas Utilities (TU) Electric, Senior Vice President and Principal Nuclear Officer, Comanche Peak, Unit 1 hereby agree on behalf of TU Electric that TU Electric will comply with the following commitment:

Texas Utilities (TU) Electric shall complete final implementation of Thermo-Lag 330-1 fire barrier corrective actions at Comanche Peak, Unit 1 described in the TU Electric submittals to the NRC dated April 9 and May 1, 1998, by December 31, 1998.

TU Electric also agrees to incorporating this commitment into a Confirmatory Order Modifying License (Order) that will be effective immediately upon issuance. I recognize that by signing below, TU Electric consents to the issuance of an immediately effective Order incorporating the above commitment and, by doing so, pursuant to 10 CFR 2.202(a)(3), TU Electric will not have a right to request a hearing on all or any part of this Order.

Mr. C. Lance Terry
Senior Vice President and Principal Nuclear Officer
TU Electric

Date

ENCLOSURE