

December 9, 1987

Docket Nos.: 50-275
and 50-323

Mr. J. D. Shiffer, Vice President
Nuclear Power Generation
c/o Nuclear Power Generation, Licensing
Pacific Gas and Electric Company
77 Beale Street, Room 1451
San Francisco, California 94106

Dear Mr. Shiffer:

SUBJECT: APPLICATION FOR AMENDMENTS REGARDING DIESEL GENERATOR 1-3
(LAR 87-09) (TAC NOS. 66576 AND 66577)

Enclosed for your information is a Notice of Consideration of Issuance of Amendments to Facility Operating Licenses and Opportunity for Prior Hearing. The notice is related to your request dated October 30, 1987 (LAR 87-09) to remove the "swing" diesel generator 1-3 from service for up to 14 days to perform preventative maintenance and testing while Unit 1 is in a refueling outage and Unit 2 is in operation.

The notice is being sent to the Office of the Federal Register for publication.

Sincerely,
original signed by

Charles M. Trammell, Project Manager
Project Directorate V
Division of Reactor Projects - III,
IV, V and Special Projects

Enclosure:
Notice

cc w/enclosure:
See next page

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Mr. J. D. Shiffer
Pacific Gas and Electric Company

Diablo Canyon

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Diablo Canyon

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7590-01

UNITED STATES NUCLEAR REGULATORY COMMISSION

PACIFIC GAS AND ELECTRIC COMPANY

DOCKET NOS. 50-275 AND 50-323

NOTICE OF CONSIDERATION OF ISSUANCE OF AMENDMENTS TO
FACILITY OPERATING LICENSES AND OPPORTUNITY FOR PRIOR HEARING

The U. S. Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating Licenses No. DPR-80 and DPR-82 issued to Pacific Gas and Electric Company (the licensee), for operation of Diablo Canyon Nuclear Power Plant, Units 1 and 2, located in San Luis Obispo County, California. The request for amendment was submitted by letter dated October 30, 1987 (Reference LAR 87-09)

The proposed amendments would allow diesel generator 1-3, which is used for both units, to be out of service for up to 14 days during the upcoming refueling outage of Unit 1 while Unit 2 is in operation. The 14-day period would be used for preventative maintenance and testing of this diesel generator. Diesel generators 2-1 and 2-2 on Unit 2 would both have to be operable during this period.

Absent the proposed amendment, diesel generator 1-3 can be out of service for only three days while Unit 2 is in operation. According to the licensee, three days is not a sufficient period of time to perform the maintenance that is scheduled to be performed during the spring refueling outage of Unit 1. The proposed amendment would be a temporary extension during the upcoming refueling. After the maintenance is completed, the allowable outage time would revert to three days.

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

By January 14, 1968, the licensee may file a request for a hearing with respect to issuance of the amendments to the subject facility operating licenses, 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. Request for a hearing and petitions for leave to intervene must 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 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 must 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 the 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 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 must be filed with the Secretary of the Commission, U. S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch, 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 promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325-6000 (in Missouri (800) 342-6700). The Western

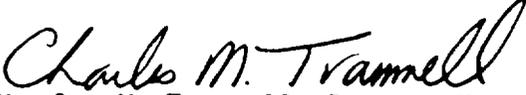
Union operator should be given Datagram Identification Number 3737 and the following message addressed to George W. Knighton: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this FEDERAL REGISTER notice. A copy of the petition should also be sent to the Office of the General Counsel-Bethesda, U. S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Richard R. Locke, Esq., Pacific Gas and Electric Company, P. O. Box 7442, San Francisco, California 94120 and Bruce Norton, Esq., c/o Pacific Gas and Electric Company, P. O. Box 7442, San Francisco, California 94120, attorneys for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing Board, that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714 (a)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the Application for amendments which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N. W., Washington, D.C., and at the California Polytechnic State University Library, Government Documents and Maps Department, San Luis Obispo, California 93407.

Dated at Bethesda, Maryland, this 9th day of December, 1987.

FOR THE NUCLEAR REGULATORY COMMISSION


Charles M. Trammell, Project Manager
Project Directorate V
Division of Reactor Projects - III,
IV, V and Special Projects