

April 07, 2004

Board Notification 2004-05

MEMORANDUM TO: Atomic Safety and Licensing Board
and All Parties

FROM: Robert E. Martin, Sr. Project Manager, Section 1
Project Directorate II **/RA/**
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

SUBJECT: SUPPLEMENTAL INFORMATION POTENTIALLY RELEVANT AND
MATERIAL TO BOARD PROCEEDING IN THE MATTER OF CATAWBA
NUCLEAR POWER STATION, UNIT NOS. 1 AND 2

In conformance with the Commission's policy on notification of the Atomic Safety and Licensing Board (ASLB) of new, relevant, and material information, this memorandum provides the information discussed below.

The attached Safety Evaluation was issued on April 5, 2004, by the staff of the Nuclear Regulatory Commission (NRC) to present the results of the NRC staff's radiological safety evaluation of the use of mixed oxide lead test assemblies at one of the two units of the Catawba Nuclear Power Station.

This information is being brought to the attention of the ASLB and all parties, as it may be relevant and material to issues pending before the ASLB.

Docket Nos. 50-413 and 50-414

Attachment: Safety Evaluation for Proposed Amendments to the Facility Operating License and Technical Specifications to Allow Insertion of Mixed Oxide Fuel Lead Assemblies

cc w/attach: See next page

CONTACT: Bob Martin, NRR
301-415-1493

Accession Number: ML040970046

April 07, 2004

Board Notification 2004-05

MEMORANDUM TO: Atomic Safety and Licensing Board
and All Parties

FROM: Robert E. Martin, Sr. Project Manager, Section 1
Project Directorate II /RA/
Division of Licensing Project Management
Office of Nuclear Reactor Regulation

SUBJECT: SUPPLEMENTAL INFORMATION POTENTIALLY RELEVANT AND
MATERIAL TO BOARD PROCEEDING IN THE MATTER OF CATAWBA
NUCLEAR POWER STATION, UNIT NOS. 1 AND 2

In conformance with the Commission's policy on notification of the Atomic Safety and Licensing Board (ASLB) of new, relevant, and material information, this memorandum provides the information discussed below.

The attached Safety Evaluation was issued on April 5, 2004, by the staff of the Nuclear Regulatory Commission (NRC) to present the results of the NRC staff's radiological safety evaluation of the use of mixed oxide lead test assemblies at one of the two units of the Catawba Nuclear Power Station.

This information is being brought to the attention of the ASLB and all parties, as it may be relevant and material to issues pending before the ASLB.

Docket Nos. 50-413 and 50-414

Attachment: Safety Evaluation for Proposed Amendments to the Facility Operating License and Technical Specifications to Allow Insertion of Mixed Oxide Fuel Lead Assemblies

cc w/attach: See next page

CONTACT: Bob Martin, NRR
301-415-1493

Accession Number: ML040970046

DISTRIBUTION:

PUBLIC	WTravers	CPaperiello	PNorry	TMarsh/ELeeds
BSheron	MVirgilio	RHaag, RII	SCollins	LChandler, OGC
CHawes	ACRS	EHackett	JNakoski	JDyer
RMartin	EDunnington	DMcCain	EJulian, SECY	MVirgilio
PDII-1 R/F	JCordes, OCAA	WKane	TJKim, OEDO	LReyes
RidsOcaaMailCenter				

Accession Number: ML040980676

*Concurred by phone

OFFICE	PDII1/PM	PDII-1LA	OGC	PDII-1/SC	PDII/D	DLPM/D
NAME	RMartin	EDunington for: CHawes	MBupp*	LNOIshan for: JNakoski	EHackett	ELeeds for: TMarsh
DATE	04/07/04	04/07/04	04/07/04	04/07/04	04/07/04	04/07/04

Catawba Nuclear Station

Board Notification 2004-05

cc:

Lee Keller, Manager
Regulatory Compliance
Duke Energy Corporation
4800 Concord Road
York, South Carolina 29745

Ms. Lisa F. Vaughn
Duke Energy Corporation
Mail Code - PB05E
422 South Church Street
P.O. Box 1244
Charlotte, North Carolina 28201-1244

Anne Cottingham, Esquire
Winston and Strawn
1400 L Street, NW
Washington, DC 20005

North Carolina Municipal Power
Agency Number 1
1427 Meadowwood Boulevard
P. O. Box 29513
Raleigh, North Carolina 27626

County Manager of York County
York County Courthouse
York, South Carolina 29745

Piedmont Municipal Power Agency
121 Village Drive
Greer, South Carolina 29651

Ms. Karen E. Long
Assistant Attorney General
North Carolina Department of Justice
P. O. Box 629
Raleigh, North Carolina 27602

NCEM REP Program Manager
4713 Mail Service Center
Raleigh, North Carolina 27699-4713

North Carolina Electric Membership Corp.
P. O. Box 27306
Raleigh, North Carolina 27611

Senior Resident Inspector
U. S. Nuclear Regulatory Commission
4830 Concord Road
York, South Carolina 29745

Henry Porter, Assistant Director
Division of Waste Management
Bureau of Land and Waste Management
Dept. of Health and Environmental Control
2600 Bull Street
Columbia, South Carolina 29201-1708

Mr. R. L. Gill, Jr., Manager
Nuclear Regulatory Issues
and Industry Affairs
Duke Energy Corporation
526 South Church Street
Mail Stop EC05P
Charlotte, North Carolina 28202

Saluda River Electric
P. O. Box 929
Laurens, South Carolina 29360

Mr. Peter R. Harden, IV, Vice President
Customer Relations and Sales
Westinghouse Electric Company
6000 Fairview Road
12th Floor
Charlotte, North Carolina 28210

Mary Olson
Director of the Southeast Office
Nuclear Information and Resource Service
729 Haywood Road, 1-A
P. O. Box 7586
Asheville, North Carolina 28802

Catawba Nuclear Station

Board Notification 2004-05

cc:

Mr. T. Richard Puryear
Owners Group (NCEMC)
Duke Energy Corporation
4800 Concord Road
York, South Carolina 29745

Richard M. Fry, Director
Division of Radiation Protection
N. C. Dept. of Environment, Health, and
Natural Resources
3825 Barrett Drive
Raleigh, North Carolina 27609-7721

Diane Curran
Harmon, Curran, Spielberg &
Eisenberg, LLP
1726 M Street, N.W.
Suite 600
Washington, DC 20036

D. M. Jamil
Vice President
Catawba Nuclear Station
Duke Energy Corporation
4800 Concord Road
York, South Carolina 29745-9635

Board Notification 2004-05

Ann Marshall Young, Chair
Administrative Judge
Atomic Safety and Licensing Board
Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-mail: AMY@nrc.gov)

Anthony J. Baratta
Administrative Judge
Atomic Safety and Licensing Board
Panel
Mail Stop: T-3F23
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001
(E-mail: AJB5@nrc.gov)

Thomas S. Elleman
Administrative Judge
Atomic Safety and Licensing Board
Panel
5207 Creedmoor Rd. #101
Raleigh, NC 27612
(E-mail: elleman@eos.ncsu.edu)

Office of the Secretary
ATTN: Docketing and Service
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, D.C. 20555
(E-mail: HEARINGDOCKET@nrc.gov)

Office of Commission Appellate Adjudication
Mail Stop: O-16C1
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Atomic Safety and Licensing Board
Panel
Adjudicatory File
U.S. Nuclear Regulatory Commission
Mail Stop: O-16C1
Washington, DC 20555

Diane Curran, Esq.
Harmon, Curran, Spielberg
& Eisenberg, L.L.P.
1726 M Street, N.W., Suite 600
Washington, DC 20036
(E-mail: dcurran@harmoncurran.com)

Lisa F. Vaughn, Esq.
Legal Department
Mail Code - PB05E
Duke Energy Corporation
426 S. Church Street (EC11X)
Charlotte, NC 28201-1006
(E-mail: lfVaughn@duke-energy.com)

David A. Repka, Esq.
Anne W. Cottingham, Esq.
Winston & Strawn LLP
1400 L Street, N.W.
Washington, D.C. 20005-3502
(E-mail: drepka@winston.com
acotting@winston.com)