

November 30, 2005

Mr. David H. Oatley
Acting Chief Nuclear Officer
Pacific Gas and Electric Company
Diablo Canyon Power Plant
P.O. Box 56
Avila Beach, CA 93424

SUBJECT: DIABLO CANYON POWER PLANT, UNIT NOS. 1 AND 2 - WITHDRAWAL OF
THE REQUEST FOR REVISION TO TECHNICAL SPECIFICATION 3.4.10,
"PRESSURIZER SAFETY VALVES" (TAC NOS. MC5559 AND MC5560)

Dear Mr. Oatley:

By letter dated December 31, 2004, Pacific Gas and Electric Company (PG&E) applied for an amendment to the Facility Operating License No. DPR-80 and Facility Operating License No. DPR-82 for the Diablo Canyon Power Plant, Unit Nos. 1 and 2, respectively. The license amendment request (LAR) proposed to revise Technical Specification 3.4.10 to add a separate Action and associated Completion Times for one or more inoperable pressurizer safety valves for the condition where the valves are inoperable solely due to loop seal temperatures being outside of design limits. This change would allow adequate time and increased flexibility for operators to return the loop seal temperature to within limits to avoid an unplanned shutdown or cooldown. This LAR was submitted as a risk-informed change. However, by letter dated September 22, 2005, PG&E requested to withdraw this LAR.

Accordingly, the subject TACs are being closed. The Commission has filed the enclosed Notice of Withdrawal of Application for Amendments to Facility Operating Licenses with the Office of the Federal Register for publication.

Sincerely,

/RA

Alan B. Wang, Project Manager
Plant Licensing Branch IV
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Docket Nos. 50-275
and 50-323

Enclosure: Notice of Withdrawal

cc w/encl: See next page

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UNITED STATES NUCLEAR REGULATORY COMMISSION
PACIFIC GAS AND ELECTRIC COMPANY
DIABLO CANYON POWER PLANT, UNITS 1 AND 2
DOCKET NOS. 50-275 AND 50-323
NOTICE OF WITHDRAWAL OF APPLICATION FOR
AMENDMENTS TO FACILITY OPERATING LICENSES

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Pacific Gas and Electric Company (the licensee) to withdraw its December 31, 2004, license amendment request (LAR) for proposed amendments to Facility Operating License No. DPR-80 and Facility Operating License No. DPR-82 for the Diablo Canyon Power Plant, Unit Nos. 1 and 2, respectively, located in San Luis Obispo County, California.

The proposed amendment would have revised Technical Specification 3.4.10 to add a separate Action and associated Completion Times for one or more inoperable pressurizer safety valves for the condition where the valves are inoperable solely due to loop seal temperatures being outside of design limits. This change would have allowed adequate time and increased flexibility for operators to return the loop seal temperature to within limits to avoid an unplanned shutdown or cooldown. This LAR was submitted as a risk-informed change.

The Commission had previously issued a Notice of Consideration of Issuance of Amendments published in the *Federal Register* on April 26, 2005 (70 FR 21461). However, by letter dated September 22, 2005, the licensee withdrew the amendment request. The licensee's application dated December 31, 2004, and the withdrawal letter dated September 22, 2005, are available in the NRC's Agencywide Documents Access and Management System (ADAMS) under Accession Numbers ML050060133 and ML052760162, respectively.

For further details with respect to this action, see the application for amendment dated December 31, 2004, and the withdrawal letter dated September 22, 2005. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the ADAMS Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams/html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737 or by email to pdrc@nrc.gov.

Dated at Rockville, Maryland, this day of December 2005.

FOR THE NUCLEAR REGULATORY COMMISSION

/RA

Alan B. Wang, Project Manager
Plant Licensing Branch IV
Division of Operating Reactor Licensing
Office of Nuclear Reactor Regulation

Diablo Canyon Power Plant, Units 1 and 2

cc:

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October 2005