



GARY R. PETERSON
Vice President
McGuire Nuclear Station

Duke Power
MG01VP / 12700 Hagers Ferry Road
Huntersville, NC 28078-9340

704 875 5333

704 875 4809 fax

grpeters@duke-energy.com

March 7, 2006

U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

ATTENTION: Document Control Desk

Subject: Duke Energy Corporation
McGuire Nuclear Station, Units 1 and 2
Docket Numbers 50-369 and 50-370

Catawba Nuclear Station, Units 1 and 2
Docket Numbers 50-413 and 50-414

Withdrawal of a Temporary License Amendment
Request and Commitment for a Future Permanent
License Amendment Request

In a letter to the NRC dated October 13, 2005, Duke Energy Corporation (Duke) submitted a license amendment request (LAR) for the McGuire Nuclear Station, Unit 2 Facility Operating License and Technical Specifications (TS). This LAR contained a temporary, one-time change that was applicable to TS 3.7.10, Control Room Area Chilled Water System (CRACWS). This LAR was an administrative follow-up action for a Notice of Enforcement Discretion (NOED) request and applied to McGuire Unit 2 only. This NOED was discussed with NRC officials in a telephone conference call held on October 8, 2005. Duke submitted the written NOED in a letter to the NRC dated October 12, 2005. Based upon further direction from NRC officials, it has been determined that this temporary TS change is not required. Thus, Duke is hereby withdrawing the October 13, 2005 LAR.

Note that the October 8, 2005 McGuire Unit 2 event was further discussed in Licensee Event Report (LER) 370/2005-07 that was submitted to the NRC by Duke letter dated December 1, 2005.

A001

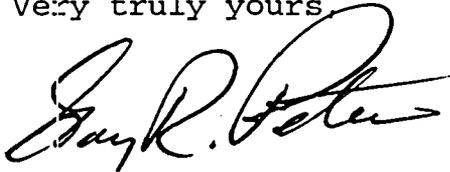
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Duke will pursue a future, permanent LAR for McGuire and Catawba Nuclear Stations that will address the issue of operability requirements for shared and unit-designated equipment on a shutdown unit, when this equipment is relied upon to support an operating unit in Modes 1 thru 4. This issue, as applied to the CRACWS and TS 3.7.10 as discussed above, was identified as a contributing cause for the October 8, 2005 NOED request and the December 1, 2005 LER for McGuire Unit 2. This future LAR will be submitted by December 31, 2006. There are no additional regulatory commitments contained within this submittal.

Pursuant to 10 CFR 50.91, a copy of this LAR withdrawal is being sent to the designated official of the State of North Carolina.

Questions on this matter should be directed to J. S. Warren at 704-875-5171 or L. J. Rudy at 803-831-3084.

Very truly yours,

A handwritten signature in black ink, appearing to read "Gary R. Peterson". The signature is fluid and cursive, with a large initial "G" and "P".

Gary R. Peterson

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xc:

W. D. Travers
U. S. Nuclear Regulatory Commission
Regional Administrator, Region II
Atlanta Federal Center
61 Forsyth St., SW, Suite 23T85
Atlanta, GA 30303

J. F. Stang (Addressee Only)
NRC Project Manager (MNS)
U. S. Nuclear Regulatory Commission
Mail Stop 8 H4A
Washington, DC 20555-0001

J. B. Brady
Senior Resident Inspector (MNS)
U. S. Nuclear Regulatory Commission
McGuire Nuclear Site

E. F. Guthrie
Senior Resident Inspector (CNS)
U. S. Nuclear Regulatory Commission
McGuire Nuclear Site

B. O. Hall, Section Chief
Radiation Protection Section
1645 Mail Service Center
Raleigh, NC 27699-1645