

January 30, 2013

MEMORANDUM TO: Edwin M. Hackett, Executive Director  
Advisory Committee on Reactor Safeguards

FROM: David B. Matthews, Director **/RA Frank Akstulewicz for/**  
Division of New Reactor Licensing  
Office of New Reactors

SUBJECT: COMANCHE PEAK NUCLEAR POWER PLANT, UNITS 3 AND 4 –  
COMBINED LICENSE APPLICATION - SAFETY EVALUATION WITH  
OPEN ITEMS FOR CHAPTER 16, "TECHNICAL SPECIFICATIONS".

By letter dated September 19, 2008, as supplemented by letters dated November 4, 5, 6, and 10, 2008, and December 18, 2008, Luminant Generation Company, LLC. (Luminant) and Comanche Peak Nuclear Power Company, LLC, submitted an application to the U.S. Nuclear Regulatory Commission (NRC) for a combined license (COL) for two United States - Advanced Pressurized Water Reactor designs, pursuant to Title 10 of the *Code of Federal Regulations* Part 52, "Licenses, Certifications, and Approvals for Nuclear Power Plants."

Based on our review of the application, the NRC staff is providing the Advisory Committee on Reactor Safeguards (ACRS) its Safety Evaluation (SE), with Open Items for Chapter 16, "Technical Specifications" (ML12355A211). Unless otherwise stated in the SE, the NRC staff's review was based on Revision 3 of the application. The SE is being provided to support a meeting of the subcommittee of the ACRS scheduled for February 21 - 22, 2013. The ACRS full committee meeting will be held after the subcommittee meeting.

In accordance with the memorandum to the ACRS dated March 17, 2010 (ML100700612), the staff has reviewed the submitted information against the categories for which the ACRS requested be used to highlight information for review by the committee. The staff's assessment of this chapter is that there are no items that meet the categories for discussion with the Committee.

CONTACTS: Tarun Roy, NRO/DNRL  
301-415-0493

Stephen Monarque, NRO/DNRL  
301-415-1544

The NRC staff concludes that the SE does not contain any information exempt from public disclosure. However, the NRC will withhold the SE from public disclosure for ten business days to allow Luminant the opportunity to verify the staff's conclusion that the SE contains no such exempt information. Therefore, the NRC staff requests that the ACRS withhold the SE from public disclosure until it has been released publicly in the Agencywide Documents Access and Management System (ADAMS).

The NRC staff will inform the ACRS immediately if Luminant requests that any of the information in the SE be withheld from public disclosure.

Docket No. 52-034 and 52-035

The NRC staff concludes that the SE does not contain any information exempt from public disclosure. However, the NRC will withhold the SE from public disclosure for ten business days to allow Luminant the opportunity to verify the staff's conclusion that the SE contains no such exempt information. Therefore, the NRC staff requests that the ACRS withhold the SE from public disclosure until it has been released publicly in the Agencywide Documents Access and Management System (ADAMS).

The NRC staff will inform the ACRS immediately if Luminant requests that any of the information in the SE be withheld from public disclosure.

Docket No. 52-034 and 52-035

**DISTRIBUTION:**

PUBLIC	RidsAcrsAcnwMailCenter	RidsNroDnrl
LB2 R/F	RidsOgcMailCenter	RidsNroOd
D090	RidsNroDnrlLb2	RidsNroLaCSmith

**ADAMS Accession Nos.:**

**Pkg: ML12355A226**

**SER: ML12355A211**

**Memo: ML12355A260**

**NRO-002**

<b>OFFICE</b>	DNRL/LB2: PM	DNRL/LB2: LA	DNRL/LB2: PM	DNRL/LB2: BC	DNRL: D
<b>NAME</b>	TRoy	CMurphy*	SMonarque	HHamzehee	DMatthews (FAkstulewicz for)
<b>DATE</b>	01/15/2013	12/20/2012	01/16/2013	01/29/2013	01/30/2013

**OFFICIAL RECORD COPY**