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 50-287 Oconee Nuclear Station, Unit 3, Duke Power Co. 05000287

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 TUCKER, H.B. Duke Power Co.
 RECIP. NAME RECIPIENT AFFILIATION
 DENTON, H.R. Office of Nuclear Reactor Regulation, Director
 STOLZ, J.F. Operating Reactors Branch 4

SUBJECT: Requests extension of time to respond to 840720 ltr re util plans for establishing emergency operations facility design consistent w/requirements of Suppl 1 to NUREG-0737. Extension requested due to judicial review of util appeal.

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August 24, 1984

Mr. Harold R. Denton, Director
Office of Nuclear Reactor Regulation
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Attention: Mr. John F. Stolz, Chief
Operating Reactors Branch No. 4

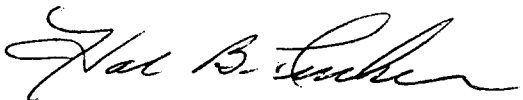
Subject: Oconee Nuclear Station
Docket Nos. 50-269, -270, -287

Dear Sir:

By letter dated July 20, 1984, NRC advised Duke Power Company (Duke) that the Commission had found "unacceptable" Duke's request for an exemption to the distance requirements for an Emergency Operations Facility (EOF) for the Oconee Nuclear Station, which would have allowed the company to locate its EOF in the Duke Power Company general offices in Charlotte, North Carolina. In that letter, Duke was requested, pursuant to 10 CFR §50.54(f), to furnish within 30 days of receipt of the letter its plans for establishing an EOF design for the Oconee Station "consistent with the requirements of Supplement 1 to NUREG-0737."

On August 20, 1984, Duke Power Company filed in the United States Court of Appeals for the Fourth Circuit a petition for review of the Commission orders declining to approve Duke's exemption request and refusing Duke's request for a Commission meeting on this matter. In light of our pending appeal of the denial of our exemption request, Duke respectfully request an extension of time to respond to the Staff's §50.54(f) request until final action has been taken on Duke's petition for judicial review. As an additional basis for our request, we note that the Commission has not yet responded to Duke's Freedom of Information Act request for copies of SECY-84-89 and SECY-84-89A. We believe that these SECY documents may provide vital information necessary to enable Duke to determine its response to the §50.54(f) request.

Very truly yours,



Hal B. Tucker

PFG:slb

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Mr. Harold R. Denton, Director

August 24, 1984

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cc: Mr. James P. O'Reilly, Regional Administrator
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Atlanta, Georgia 30323

Ms. Helen Nicolaras
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Mr. J. C. Bryant
NRC Resident Inspector
Oconee Nuclear Station