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UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

DOCKET NO. 50-409

JUL 18 1979

Dairyland Power Cooperative.
ATTN: Mr. Frank Linder
General Manager
2615 East Avenue South
La Crosse, Wisconsin 54601

Gentlemen:

This office has received a copy of your letter dated March 29, 1979 (LAC-6184), which transmitted Report NES-81A0033 - "LACBWR Rod Drop Probability Study" to the Office of Nuclear Reactor Regulation (ONRR). The report relates to the La Crosse Boiling Water Reactor operated under Facility License No. DPR-45.

It is our understanding, based on preliminary guidance from the ONRR Staff, that the subject report requires review of a safety issue and subsequent issuance of a letter and/or evaluation setting forth the results of the staff review. As such, your March 29 filing is subject to the fee requirements of 10 CFR 170.22 and is categorized as a Class III action. Since rod drop is a safety issue, your filing is not exempt from fees under the provisions of Footnote 2 to 10 CFR 170.22 although it was requested by the Commission's staff.

It is requested that your company promptly forward the Class III fee of \$4,000 to this office. If after the final evaluation of your March 29 filing it is determined that it was incorrectly classified, you will be refunded any overpayment or billed for any additional amount due.

If we can be of assistance, call 301/492-7225.

Sincerely,

William O. Miller, Chief
License Fee Management Branch
Office of Administration

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