

Wendell H. Marshall  
Route 10  
Midland, MI 48640

June 5, 1980

Mr. A. Schwencer, Acting Chief  
Licensing Branch #3  
Division of Licensing  
United States Nuclear Regulatory Commission  
Washington, D.C. 20555

Subject: Dockets #50-329/330

Dear Mr. Schwencer:

We are pleased to note that the NRC staff has taken a firm position in regard to the inspection and testing of the remaining safety related standard concrete items and further that the staff objects to the exceptions taken in the construction of the Midland Nuclear Plant in concrete related activities. For this the NRC is to be commended.

However, the implication of the NRC letter dated May 22, 1980, and addressed to Mr. S. H. Howell, Vice President of Consumer Power Company, implies that exceptions to regulatory guide #1.94 entitled "Supplementary Quality Assurance Requirements for Installation, Inspection and Testing of Structural Concrete and Structural Steel During the Construction Phase of the Nuclear Plants", have been taken at the Midland Plant during past years.

It is noted with some alarm that NRC states "you should comply with present quality control/assurance requirements developed by the industry and which have been adopted in the professional community. Our alarm stems from the following points:

1. Has there been faulty testing during the entire past in concrete placement at the Midland nuclear reactor?
2. If there has been, how much reliance can be placed on the concrete, since apparently there has been faulty testing?
3. What action is being taken by NRC to assure sampling of concrete according to the requirements of the generally accepted codes and standards?
4. Are the exceptions to the standards a method employed by the builder to cut costs regardless of safety implications?
5. What will NRC do if exceptions continue?

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Mr. A. Schwencer, Acting Chief

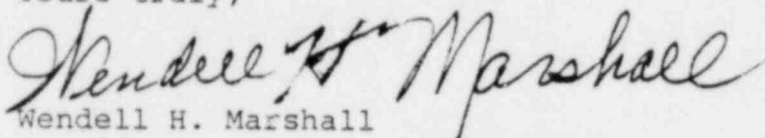
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We, besides the above, will also appreciate receiving a copy of the answer to your May 22, 1980 letter, subject: staff position for inspection and testing of remaining safety related structural concrete installation.

Thank you for your attention to this matter.

Yours truly,

A handwritten signature in cursive script that reads "Wendell H. Marshall". The signature is written in dark ink and is positioned above the typed name and title.

Wendell H. Marshall  
President, Mapleton Interveners

WHM/lh

cc: Michael I. Miller, Esq.  
Judd L. Bacon, Esq.  
Frank J. Kelley, Esq.  
Mr. Don van Farowe, Chief  
Mr. S. H. Howell, Vice President  
Resident Inspector/Midland NPS