

DISTRIBUTION:

PDR
LPDR
Docket File 50-346
JStolz, DPM LWR 1
EHylton, DPM LWR 1
LFMB Reactor File (2)
LFMB R/F (2)
License Fee File
RMDiggs, ADM

DOCKET NO. 50-346

MAY 10 1978

Toledo Edison Company
ATTN: Mr. Lowell E. Roe
Vice President - Facilities Department
Edison Plaza
300 Madison Avenue
Toledo, Ohio 43652

Gentlemen:

This office has received a copy of your April 10, 1978 application for amendment to Facility License No. NPF-3 which you filed with the Division of Project Management (DPM). The amendment is being requested to accommodate the DNBR penalty specified in Condition 2.C.3.(i) of the Davis-Besse Unit No. 1 facility license.

In your application, you stated that no fee was being submitted because the application was within the purview of Footnote 2 to 10 CFR 170.22. We have been advised by DPM that the requested action requires new and different staff review distinct from the original DNBR safety issue and falls in Class III which requires an amendment fee of \$4,000. Therefore, we do not consider the request as being to simplify or clarify the license or Technical Specifications or having only minor safety significance, and the amendment being considered is not for the convenience of the Commission. Consequently, you should forward the Class III fee of \$4,000 promptly to this office so that DPM can begin evaluating your application. Fees are payable to the U.S. Nuclear Regulatory Commission by check, draft, or money order. If after the final evaluation of your application is completed 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 to you, call 301/492-7225.

Sincerely,
Original signed by
Wm. O. Miller

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

8002030079

Enclosure:
10 CFR 170 (Rev. 2/21/78)

AP 3
60

OFFICE	LFMB:ADM	LFMB:ADM	LFMB:ADM	LFMB:ADM		
SURNAME	ESCdye:slc	RMDiggs	CJHOMoway	WOMiller		
DATE	5/10/78	5/10/78	5/10/78	5/10/78		