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USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION 82-1001 18 A10:00

ATOMIC SAFETY AND LICENSING APPEAL BOARD

Administrative Judges:

Gary J. Edles, Chairman
Dr. John H. Buck
Dr. Reginald L. Gotchy

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

SERVED OCT 18 1982

In the Matter of)

METROPOLITAN EDISON COMPANY,)
ET AL.)

(Three Mile Island Nuclear)
Station, Unit No. 1))

Docket No. 50-289 SP

(Design Issues)

ORDER

October 15, 1982

By Board Notification BN-82-93, September 14, 1982, the staff transmitted to us and the parties information concerning a Semiscale test regarding feed and bleed capability. The staff observed:

During a recent test in the Semiscale facility in which the "feed and bleed" mode of core cooling was being tested, uncover of the core simulator occurred, causing the test to be prematurely terminated to prevent core simulator overheating. The relevancy of this result is that core simulator uncover was not expected to occur.

The staff indicated, however, that the information was being provided "for background only and should not be used as a basis for any conclusion regarding feed and bleed."

On October 7, 1982, UCS filed what it characterized as a "response" to that notification combined with a motion that we direct the staff to provide UCS with "all documents

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in the Staff's possession relating to feed and bleed" ^{1/} UCS observes that the Licensing Board relied on the availability of a feed and bleed system as a backup to the emergency feedwater system in support of its conclusion that the public health and safety will be adequately protected if TMI is permitted to restart. ^{2/} UCS asserts that the information contained in the Board Notification runs contrary to the licensee and staff positions in this proceeding and "demonstrates that the . . . [Licensing Board's] acceptance of the viability of feed and bleed cooling was wholly unwarranted." ^{3/}

We direct the staff to respond to UCS' motion. In particular, we wish the staff to advise us whether, and to what extent, it intends to make any relevant documents available to the parties voluntarily. Other parties may also respond to UCS' motion. All responses must be in

^{1/} UCS Response to Board Notification BN-82-93 and Motion that Appeal Board Direct NRC Staff to Provide All Pertinent Documentation and Analyses, filed October 7, 1982, p. 4.

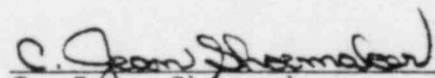
^{2/} See 14 NRC at 1370-1372.

^{3/} UCS Response, supra, at p. 11.

our hands and in the hands of UCS no later than close of business, Monday, October 25, 1982. UCS may file a reply, which must be in our hands no later than close of business, Friday, October 29, 1982.

It is so ORDERED.

FOR THE APPEAL BOARD


C. Jean Shoemaker
Secretary to the
Appeal Board