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AUG 17 1982

Docket No. 50-334

Duquesne Light Company
ATTN: Mr. J. J. Carey
Vice President-Nuclear
435 Sixth Avenue
Pittsburgh, PA 15219

Gentlemen:

Your letter dated July 21, 1982, provided your basis for not remitting the Class III fees of $4,000 which we requested in our July 14 letter for your June 16, 1982 application. This application requested a temporary waiver of the Beaver Valley Unit No. 1 accuracy requirements for the rod position instrumentation when the plant is below normal power operation temperature. It is your position that the June 16 request was a part of the original February 23, 1982 Change Request No. 66 for which a Class III fee was paid.

The Division of Licensing (DL) staff have reassessed their previous fee determination and now agree that the June 16 request is a continuance of the review requested in your February 23 application. On this basis, the fee requested in our July 14 letter is no longer due.

In connection with another request, your Company paid a Class III fee for the May 19, 1981 proposed revision to the Beaver Valley Physical Security Plan. On April 9, 1982, the DL staff found your proposed revision as modified and resubmitted by your letter dated February 5, 1982, to be consistent with the provisions of 10 CFR 50.54(p) and, therefore, acceptable. It has been our policy to exempt from fees those security revisions that do not decrease the effectiveness of the existing plan which are filed pursuant to 10 CFR 50.54(p). Consequently, we have concluded that an exemption (pursuant to 10 CFR 170.11(b)) from the fee requirements of Part 170 is authorized by law and such exemption is otherwise in the public interest and is hereby granted for your May 19, 1981 request, as revised February 5, 1982. Therefore, we have concurrently authorized the Division of Accounting and Finance to refund the $4,000 remitted with this request. Refunds are generally processed within a two-week period.

Sincerely,

Signed, C. James Holloway, Jr. /for

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

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OFFICE	LFMB:ADM	LFMB:ADM	LFMB:ADM				
SURNAME	RMDiggs:rmf	CJHolloway	WOMiller				
DATE	8/17/82	8/17/82	8/17/82				

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