

January 28, 1991

Docket Nos. STN 50-454, STN 50-455
and STN 50-456, STN 50-457

Mr. Thomas J. Kovach
Nuclear Licensing Manager
Commonwealth Edison Company-Suite 300
OPUS West III
1400 OPUS Place
Downers Grove, Illinois 60515

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Dear Mr. Kovach:

SUBJECT: LICENSEE RESPONSIBILITY UNDER 10 CFR 21, 50.72, AND 50.73
CONCERNING WESTINGHOUSE LITIGATION - BYRON NUCLEAR POWER
STATION, UNITS 1 AND 2 AND BRAIDWOOD NUCLEAR POWER STATION,
UNITS 1 AND 2

The NRC has recently received a copy of a complaint filed by Commonwealth Edison Company in the Circuit Court of Cook County, Illinois, concerning steam generators supplied by Westinghouse for use in Byron Units 1 and 2 and Braidwood Units 1 and 2. The complaint alleges, in part, that the steam generators supplied by Westinghouse were defective in design, workmanship, and materials.

At this time, the NRC has no position on the merits of the complaint. However, we wish to remind you of your responsibilities under 10 CFR 21, 50.72, and 50.73 for the review, evaluation, and reporting to NRC of defects in safety-related equipment, materials, and services which may be identified by you at any time, including during the review and discovery process resulting from this complaint.

Sincerely,

Original Signed By:

Richard J. Barrett, Director
Project Directorate III/2
Division of Reactor Projects III/IV/V
Office of Nuclear Reactor Regulation

cc: See next page

OFC	: GA:PD3/2	: PM:PD3/2	: PM:PD3/2	: D:PD3/2	:
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Mr. Thomas J. Kovach
Commonwealth Edison Company

Byron/Braidwood Power Stations

cc:

Mr. Gabe Toth
Westinghouse Electric Corporation
Energy Systems Business Unit
Post Office Box 355, Bay 236 West
Pittsburgh, Pennsylvania 15230

U. S. Nuclear Regulatory Commission
Byron/Resident Inspectors Office
4448 North German Church Road
Byron, Illinois 61010

Joseph Gallo, Esq.
Hopkins and Sutter
888 16th Street, N.W.
Suite 700
Washington, D.C. 20006

Ms. Lorraine Creek
Rt. 1, Box 182
Manteno, Illinois 60950

Regional Administrator
U. S. NRC, Region III
799 Roosevelt Road, Bldg. #4
Glen Ellyn, Illinois 60137

Mrs. Phillip D. Johnson
1907 Stratford Lane
Rockford, Illinois 61107

Ms. Bridget Little Rorem
Appleseed Coordinator
117 North Linden Street
Essex, Illinois 60935

Douglass Cassel, Esq.
17 East Monroe Street
Suite 212
Chicago, Illinois 60603

Mr. Edward R. Crass
Nuclear Safeguards and Licensing
Division
Sargent & Lundy Engineers
55 East Monroe Street
Chicago, Illinois 60603

David C. Thomas, Esq.
77 S. Wacker Drive
Chicago, Illinois 60601

U. S. Nuclear Regulatory Commission
Resident Inspectors Office
RR#1, Box 79
Braceville, Illinois 60407

Michael Miller, Esq.
Sidley and Austin
One First National Plaza
Chicago, Illinois 60690

Mr. Thomas W. Ortziger, Director
Illinois Emergency Services
and Disaster Agency
110 East Adams Street
Springfield, Illinois 62706

George L. Edgar
Newman & Holtzinger, P.C.
1615 L Street, N.W.
Washington, D.C. 20036

Robert Neumann
Office of Public Counsel
State of Illinois Center
100 W. Randolph
Suite 11-300
Chicago, Illinois 60601

Commonwealth Edison Company
Byron Station Manager
4450 North German Church Road
Byron, Illinois 61010

Illinois Department of
Nuclear Safety
Office of Nuclear Facility Safety
1035 Outer Park Drive
Springfield, Illinois 62704

Commonwealth Edison Company
Braidwood Station Manager
Rt. 1, Box 34
Braceville, Illinois 60407