

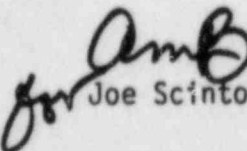
December 12, 1983

Note to H. Schierling

SUBJECT: DIABLO CANYON SNUBBERS (OELD # 839 711)

Larry has marked changes in the notice. This appears to look more than an administrative change and you should make the finding on the basis of each of the three criteria. Go through each one of them and describe why this change does not involve any significant change of the type reflected in the three separate criteria. The second point is that if the applicant's incoming, in fact, requests a change in the snubber list the way you specify it, that is, the snubber list with the provision that says it can be modified pursuant to 50.59 - if that's what the applicant's incoming says, then notice it that way because that's what the applicant said. However I want to make it very clear that I intend to object to issuing a spec in that form. That is a legally improper specification. If it is part of the technical specifications, the only way that it should be changed is by technical specification modification, that is an amendment. 50.59 is not the proper technique for modification of a provision of the technical specifications. I know that the Staff has done that in a number of cases and it is improper in all of those cases.

If that what's the applicant requested, that's what you should notice. I want to make it very clear now that I intend to object when the final comes through on this one. This is improper.


for Joe Scinto

cc: D. Brinkman
W. Olmstead
L. Chandler
E. Case

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105