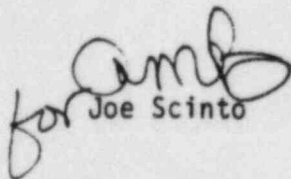


November 9, 1983

Note to Bob Lee

SUBJECT: SHOLLY NOTICE FOR ANO-2 FUEL ENRICHMENT

I don't have any problems with you not deleting this whole affair but you cannot call this deletion an exigency or an emergency. We've had this package here since well before August and that assertion is clearly unjustified. In fact, your assertion that there were differences in views as to whether or not it involved no significant hazards is a question that says it should have been noticed as a significant hazard. This is a clearly, totally unjustifiable justification for treating it as an exigency. I would suggest that you process it and get it out as a regular notice as soon as possible. Its going to delay this the least. There is no justification for treating this as an exigency.

for 
Joe Scinto

8502090242 840518
PDR FOIA
ADAT084-166 PDR

Mr. Scinto

Your concerns pertaining to the ANO-2 Fuel Enrichment Sholly notice were discussed with Mr. Purple on 10/27/83.

In a meeting to discuss your concerns which was participated by Mr. Lainas, Dan Fene and Les Rubenstein, Mr. Lainas suggested that we should consider deleting the ~~the~~ related fuel enrichment demand from the Tech Spec altogether. Les Rubenstein and Dan Fene concurred with this suggestion.

Note to Darrell G. Eisenhut

Thru Gus C. Lainas

On 10/27/83, I suggested that we should consider revising their submittal.

James R. Miller

From Robert S. Lee, PM for ANO-2

In addition, the licensee indicated that they need the amendment by 11/18/83. Therefore, we are handling the amendment using the emergency provisions of Sholly Rule.

While reviewing the above subject, Mr. Scinto of OELD indicated that the following should be brought to your attention:

In processing an amendment which requests an increase in fuel enrichment in the reactor core, the staff (Core Performance Branch) considers the amendment as technically modest in nature and one which the PM can effect, and does not review unless the change in enrichment necessitates any additional changes of the existing safety limits and LCO's. The licensee does perform a 50.59 analysis using approved methodology to ensure that the existing safety limits and LCO's would not be violated when operating with the higher enriched fuel. In fact, the staff considers that a technical specification which specifies an enrichment value is unnecessary and superfluous to the TS's which control the core and spent fuel pool behavior.

Mr. Scinto believes that the staff should review the analysis which supports operation of the plant with higher enriched fuel. Mr. Scinto asked that this matter be brought to your attention before issuing the attached notice on ANO-2.

I might add that the licensee requested this change by letter dated August 1, 1983 and we have been trying to get this through the OELD for about two months. The licensee needs this change by November 18, 1983 and we'll have to use a short notice since failure to act would prevent a plant startup.

Robert S. Lee 10/26/83

Discussed with Mr. Purple 10/27/83
J. Scinto
10/27/83