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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before Administrative Judges:

Peter B. Bloch, Chairman
Dr. Kenneth A. McCollom
Dr. Walter H. Jordan

DOCKET
USNRC

'84 NOV -8 A10

OFFICE OF SECRETARY
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In the Matter of

TEXAS UTILITIES ELECTRIC COMPANY, et al.

(Comanche Peak Steam Electric Station,
Units 1 and 2)

Docket Nos. 50-445-0L
50-446-0L

ASLBP No. 79-430-06 CL

November 7, 1984

SERVED NOV 8 1984

MEMORANDUM

(Reconsideration: Cross-Over Leg Restraints)

Applicants' "Motion for Reconsideration of Board Order Granting Discovery on Crossover Leg Restraints", October 19, 1984, is denied. The cross-over leg restraints have independent safety significance. Furthermore, the alleged deficiency was a failure to inspect these restraints. Applicants' response does not adequately respond to the Staff charges because it refers to vague plans that were never documented. The Board is interested in permitting CASE to obtain responses to the thoughtful interrogatories CASE filed.¹

¹ At another plant, the evidence indicated that each non-conforming condition was documented and followed up in a reasonable time period. When there is an effective QA/QC system that follows up and resolves deficiencies, individual deficiencies are not important. However, we do not have confidence at the present time that Applicants do successfully identify and follow-up on deficiencies. In this particular instance, it is entirely unclear whether Applicants were aware of an omission in their QC program.
(Footnote Continued)

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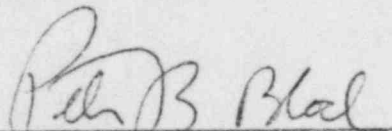
O R D E R

For all the foregoing reasons and based on consideration of the entire record in this matter, it is this 7th day of November 1984

ORDERED:

That the October 19, 1984 Motion of Applicants to Reconsider our October 5, 1984 Order on Cross-Over Leg Restraints is denied.

FOR THE
ATOMIC SAFETY AND LICENSING BOARD



Peter B. Bloch, Chairman
ADMINISTRATIVE JUDGE

Bethesda, Maryland

(Footnote Continued)

Hence, when the Staff charges a serious omission from the QA/QC system at Comanche Peak, the Board is concerned and the issue may be added to the proceeding. Compare Cleveland Electric Illuminating Co. (Perry Nuclear Power Plant, Units 1 and 2), LBP-83-77, 18 NRC 1365, 1367 (cited in the Staff response at page 4).