

Docket Nos. 50-373 and 50-374

OCT 29 1984

Commonwealth Edison Company  
ATTN: Mr. Dennis L. Farrar  
Director of Nuclear Licensing  
Post Office Box 767  
Chicago, Illinois 60690

Gentlemen:

We have received a copy of the following applications which were filed with the Office of Nuclear Reactor Regulation (ONRR) for review in connection with the LaSalle County Station Unit Nos. 1 and 2:

1. A November 21, 1983 request for exemption of the reactor feedwater inboard check valves from Type C test requirements for Unit No. 1. A Class III fee (\$4,000) was remitted with your request pursuant to 10 CFR 170.22 of the March 23, 1978 regulations.
2. An August 7, 1984 request for approval for use of ASME Code Case N-389 for Unit Nos. 1 and 2. Fees pursuant to 10 CFR 170 of the June 20, 1984 regulations were not remitted with your request.

Based on information provided by the ONRR staff, it has been determined that:

1. A refund of \$4,000 is appropriate for Item 1 above. It is current NRC policy to exempt from fees applications which were filed prior to June 20, 1984, on which review had not commenced prior to the time it is determined that the application is no longer needed. The ONRR staff has informed us that review had not commenced on your November 21 request prior to the time it was determined it was no longer needed. On this basis, we have concluded that an exemption, pursuant to 10 CFR 170.11(b), from the fee requirements, is authorized by law and such exemption is otherwise in the public interest and is hereby granted for your November 21 request.

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- 2. A \$150 application fee is appropriate for Item 2. Since this request was filed after June 20, 1984, the effective date of the revision to 10 CFR 170 on fees, it is subject to the provision of the revised rule. This rule requires licensees to remit an application fee of \$150 with each application for license amendment, relief, exemption, and other requests.

On the one hand, a refund of \$4,000 is due your Company and, on the other hand, \$150 is due the USNRC. We are applying \$150 of the refund due your Company for Item 1 above to the \$150 due the USNRC for Item 2 above. Therefore, we have concurrently authorized the Division of Accounting and Finance to refund \$3,850 to your Company. We hope this transaction meets with your approval.

Fees for Item 2 are based on full cost (professional staff hours and contractual services) expended for the review. The USNRC will bill your Company, at six-month intervals, for the review of this request until it is completed. The maximum which can be charged for an application is the amount in the rule in effect at the time the amendment or approval is issued. The amount is currently \$164,600 for power reactor cases. The first six-month bills are expected to be sent to licensees approximately March 1985 and will cover the six-month period ending December 22, 1984.

Sincerely,

Original Signed by  
Wm. O. Miller

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

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