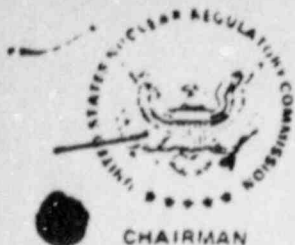


UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

April 13, 1984



MEMORANDUM FOR: Jesse C. Ebersole, Chairman, ACRS
FROM: Nunzio J. Palladino *NJP*
SUBJECT: ACRS REVIEW OF DIABLO CANYON ISSUES

The Commission would like to receive ACRS comments on the following:

- REC'D CHRMV
- a. The Committee should review the proposed license condition (attached) that would require PG&E to do a seismic study to reassess the Diablo Canyon design bases. In addition, Commissioner Bernthal would invite your comments on the appropriateness of the utility taking the lead in this project.
 - b. The Committee should review the testimony before the Commission on the recently received paper (PG&E March 22, 1984 letter to Commission and attached paper entitled "Post-Miocene Compressional Tectonics Along the Central California Margin" by Messrs. James K. Crouch, Steven B. Bachman, and John T. Shay) which recharacterized the Hosrgi fault.

The Commission would like to receive the Committee's views on these two items prior to the Commission action on a full power license for Diablo Canyon, if possible.

Attachment:
As Stated

cc: Commissioner Gilinsky
Commissioner Roberts
Commissioner Asselstine
Commissioner Bernthal
OGC
OPE
EDO

8809090123 880812
PDR FOIA
HAMLIN88-A-29 PDR



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

June 13, 1984

MEMORANDUM FOR: Commissioner Gilinsky
Commissioner Roberts
Commissioner Asselstine
Commissioner Bernthal

FROM: Nunzio J. Palladino *NJP*

SUBJECT: REVISED RESPONSE TO CONGRESSMAN PANETTA
(CR-84-43)

Attached is a revised response to Congressman Panetta regarding Diablo Canyon. This revision is based on a discussion that I had with OGC and OCA in recognition of their comments on the circulated draft. [I propose that you consider this attached revision in lieu of the draft circulated on May 21.]

cc: EDO
OGC
OPE
SECY

850620459
IP

E-42



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

Diablo Canyon

June 19, 1984

MEMORANDUM FOR: William J. Dircks
Executive Director for Operations

FROM: Nunzio J. Palladino *NJP*

SUBJECT: LETTER FROM CONGRESSMAN PANETTA
DATED FEBRUARY 8, 1984

After Commission deliberation on your draft response to Congressman Panetta, we concluded that one of his concerns should not be answered in a letter under my signature due to its connection with the Diablo Canyon QA hearing. See second to last paragraph of my attached response.

Please prepare an appropriate response to his concern in a letter for your signature.

cc: Commissioner Gilinsky
Commissioner Roberts
Commissioner Asselstine
Commissioner Bernthal
SECY
OGC
OPE
OCA

8408010277
Lp. E-43



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

The Honorable Leon Panetta
United States House of Representatives
Washington, DC 20515

Dear Congressman Panetta:

This responds to your letter of February 8, 1984 regarding the Diablo Canyon Nuclear Power Plant. We appreciate your interest in the licensing and safety of this plant. You have raised the following three issues in your letter: Commission consideration of the decision by the Atomic Safety and Licensing Appeal Board; NRC guidelines for resolving allegations on a priority basis; and NRC staff implementation of safety margins.

Regarding the first concern, on March 20, 1984 the Appeal Board issued its decision resolving the issues on design quality assurance regarding Diablo Canyon Unit 1 in favor of the Pacific Gas and Electric Company. The decision imposes a condition for the operation of the component cooling water system and also requires further analysis of the jet impingement effects inside containment. The Appeal Board decision is subject to review by the Commission, but the Commission has not yet decided whether or not to take review. The staff is continuing its evaluation of the jet impingement question and intends to resolve it prior to making a recommendation regarding operation above 5% power.

Your second concern regards the need for guidelines that will govern the evaluation of allegations. The staff provided these guidelines to the Commission in Supplement 22 to the Safety Evaluation Report (SSER 22, March 1984), a copy of which is enclosed. This report was used as part of the basis for reinstatement of the low-power license which the Commission made effective on April 19, 1984. The Commission understands that the staff intends to use these same guidelines in the evaluation of allegations related to full power authorization.

Finally, you express a concern over an apparent tendency of our staff to assume that the margins of safety established by our criteria need not be adhered to for systems which are not pivotal to safety, and that less precise, ad hoc standards of safety can be applied. This concern appears to be related to a substantive issue involved in the reopened hearing before the Appeal Board on design quality

The Honorable Leon Panetta 2

assurance. As mentioned above, the Appeal Board decision is subject to review by the Commission. It is more appropriate, therefore, for the staff to respond directly to your concern. We have directed the staff to provide you with a separate response on this matter.

We trust that this letter and the separate staff letter are responsive to your concerns.

Sincerely,

Nunzio J. Palladino

Enclosure:
NUREG-0675: Supplement 22 to
Diablo Canyon Safety Evaluation
Report, March 1984



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

June 29, 1984

MEMORANDUM FOR: William J. Dircks
Executive Director for Operations

FROM: Nunzio J. Palladino *NJP*

SUBJECT: ACRS REVIEW OF DIABLO CANYON SSER

At yesterday's Agenda Planning Session, you raised two items concerning the Commission's schedule for consideration of Diablo Canyon licensing matters. I should note also that Harold Denton, during a telephone conversation with Jim McDermott on June 29, raised similar items.

One item was the Staff's proposal to send the new SSER on Diablo Canyon to the ACRS for its review prior to submittal to the Commission.

The second item was the Staff's proposal to handle any technical differences with the Task Force's resolution of Diablo Canyon issues by, as I understand the situation from the Agenda Planning Session, addressing them in the SSER.

I propose that you set forth your plans in a memorandum to the Commission requesting Commission concurrence on the approach you propose. Please include in your memorandum a status report on the second item identified above. I believe your memorandum should be sent to the Commission as soon as possible so that appropriate scheduling plans can be made, both by the Commission and the ACRS.

cc: Commissioner Gilinsky
Commissioner Roberts
Commissioner Bernthal
Commissioner Asselstine
Harold Denton
Jack Zerbe
Herzel Plaine
Sam Chilk

8407120042
JP E-99

National Journal

THE WEEKLY ON POLITICS AND GOVERNMENT

26th March 1982

Dear Victor,

Here, for your information, are
my thoughts on the Diablo Canyon mess and a
revised copy of my breeder-study proposal.

Best wishes,

Bill L.

Bill,

Thank you. You may
be interested to know
that PG & E sent us
courtesy return reply on
material false statement
situation. Will they ever
learn?
Vick

130 M Street, N.W., Washington, D.C. 20036 Telephone (202) 857-1400

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