

AUG 18 1988

REQUESTER

McMillan, Julie A.

PART I - RECORDS RELEASED OR NOT LOCATED (See checked boxes)

No agency records subject to the request have been located.

No additional agency records subject to the request have been located.

Agency records subject to the request that are identified in Appendix D are already available for public inspection and copying in the NRC Public Document Room, 1717 H Street, N.W., Washington, DC.

Agency records subject to the request that are identified in Appendix E are being made available for public inspection and copying in the NRC Public Document Room, 1717 H Street, N.W., Washington, DC, in a folder under this FOIA number and requester name.

The nonproprietary version of the proposal that you agreed to accept in a telephone conversation with a member of my staff is now being made available for public inspection and copying at the NRC Public Document Room, 1717 H Street, N.W., Washington, DC, in a folder under this FOIA number and requester name.

Enclosed is information on how you may obtain access to and the charges for copying records placed in the NRC Public Document Room, 1717 H Street, N.W., Washington, DC.

Agency records subject to the request are enclosed. Any applicable charge for copies of the records provided and payment procedures are noted in the comments section.

Records subject to the request have been referred to another Federal agency(ies) for review and direct response to you.

In view of NRC's response to this request, no further action is being taken on appeal letter dated _____.

PART II A - INFORMATION WITHHELD FROM PUBLIC DISCLOSURE

Certain information in the requested records is being withheld from public disclosure pursuant to the FOIA exemptions described in and for the reasons stated in Part II, sections B, C, and D. Any released portions of the documents for which only part of the record is being withheld are being made available for public inspection and copying in the NRC Public Document Room, 1717 H Street, N.W., Washington, DC, in a folder under this FOIA number and requester name.

Comments

* The enclosed records are identified on the enclosed Appendix E (11 pages). The Charges for search, duplication and postage are as follows:

Search: 7 hours Professional @ \$24.88 per hr. = \$174.16
 50 minutes clerical @ 20¢ per minute = 10.00

Duplication: 640 pages @ 20¢ per page = \$128.00

Postage: (Retrieve records from Warehouse) \$ 22.00

GRAND TOTAL \$334.16

You will be billed for this amount by the NRC Division of Accounting and Finance.

SIGNATURE DIRECTOR, DIVISION OF RULES AND RECORDS

Donnie H. Hunsley

8809090269 880818
 PDR FOIA
 MCMILLAN88-156 PDR

APPENDIX D

The following list of records are already available in the PDR. You may ask for these records by their description.

- | <u>DATE DOCKETED</u> | <u>DESCRIPTION</u> |
|----------------------|--|
| 1. 1/16/67 | Letter from PG&E transmitting:

<u>APPL. (Report)</u> , dated and notarized 1/16/67, for a 40-year Class 104(b) license to construct and operate a nuclear power plant designed for an initial power output of 3250 Mwt (which is the lic. appl. rating) equivalent to an approximate net electrical output of 1060 MWe-- having ultimate design capabilities of 3391 Mwt corresponding to 1103 MWe net.

Exhibit A-- PG&E 1965 Annual Report (included in appl report)

Exhibit B-- Volume I, " <u>Preliminary Safety Analysis Report</u> ," furnishing information on site, reactor design, etc. (sections 1-7)
Volume II, " <u>Preliminary Safety Analysis Report</u> ," (containing sections 8-13, <u>Appendices A-F</u>)

<u>Certificate of Service</u> , dated 1/16/67, covering service of appl on Lyle Carpenter/San Luis Obispo County. (1 of letter and Certificate, 70 cys of appl and Volumes) #182. |
| 2. 3/31/67 | Memo from RD&T to HLP transmitting:

<u>Weather Bureau Comments</u> , dated 3/20/67, on Diablo Canyon Site as prepared by Environmental Meteorology Branch of Inst. for Atmospheric Sciences. #879-A --SUPPL. ONLY
(FILED: CONSULTANT/WEATHER BU). |
| 3. 7/12/67 | Letter dated 7/10 from PG&E transmitting the following:
<u>AMDT #1</u> , to appl. dated and notarized 7/10/67, included:

<u>FIRST SUPPL. TO PSAR, CONSISTING OF THE FOLLOWING:</u>
Appendix- A- <u>WCAP-5890, Ultimate Strength Criteria to Ensure No Loss of Suction of Piping and vessels Under Earthquake Loading</u> dated June 1967. |

Re: FOIA-88-156
(Final Response)

APPENDIX D
(cont'd)

- B- Revised pages for PSA Report (To be inserted)
- C- WCAP-7072, Use of Part Length Absorber Rod in Westinghouse Presurized Water Reactors dated, June, 1967.

CERTIFICATE OF SERVICE, showing service of Amdt. #1, upon Mr. Lyle F. Carpenter, Chairman, San Luis Obispo County Board of Supervisors, San Luis Obispo, California (1 cy letter, 73 cys of Amdt #1, 70 cys of Suppl. #1 and 1 cy of Certificate of Service rec'd, #2301.

4. 7/26/67 Letter dated 7/24/67 from PG&E transmitting the following:

AMDT. #2 to appl. dated and notarized 7/24/67 and consisting of the following:

Second Suppl. to PSA Report contains answers to questions ref. our letters of 5/5-18/67 and 6/30/67.

Appendix "A", consisting of revised pages to PSA Report reflecting changes since orig. submission.
(for insertion)

CERTIFICATE OF SERVICE, dated 7/24/67 showing service of Amdt. #2 to Mr. Lyle F. Carpenter, Chairman, San Luis Obispo Board of Supervisors, San Luis Obispo, California. (70 cys of letter, 70 cys of Amdt. #2 and Suppl. #2, and 1 cy of Certificate of Service rec'd, #2455)

5. 8/2/67 Letter dated 7/31/67 from PG&E transmitting:

AMENDMENT NO. 3 to LIC. APPL., dated and notarized 7/31/67, submitting:

Third Supplement to Preliminary Safety Analysis Report for Diablo Canyon, which contains answers to all the remaining questions propounded by the Commission in our letters dated May 5, May 18 and 6/30/67 Included herein:

Appendix A - Supplementary Report II, "Geology of the Diablo Canyon Site," by Richard H. Jahns

Re: FOIA-88-156
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APPENDIX D
(cont'd)

Appendix B - Revised pages for PSAR- (page 5-23a not rec'd; 5-23 rec'd instead)

one (1) copy of "Certificate of Service" dated 8/1/67 showing service upon Mr. Lyle Carpenter, Board of Supervisors

(2 cys of letter and 67 conf'd and 3 signed cys, of Amend.; 70 cys of Suppl. rec'd #2553)

6. 9/11/67 Letter dated 9/8/67, from PG&E transmitting the following:

AMENDMENT #4

Certificate of Service, 9/8/67 showing Amend. No. 4 served on Lyle F. Carpenter, Board of Supervisors, San Luis Obispo County.

Amendment No. 4, notarized 9/7/67, dealing with the general design criteria, as ref. in our letter of 8/31/67 Attached: Pages 1-4 dealing with each of the General Design Criteria.

(3 signed cys and 67 conf'd cys rec'd, #2979)

7. 10/19/67 Letter dated 10/18/67 from PG&E transmitting the following:

AMDT #5, notarized 10/18/67, submitting:

4th SUPPL to PSA Report contains the following:

Financial info responsive to our letter dated 7/11/67

Section I- Additional Tsunami info.

Section II- Revision I, of WCAP-5890 Ultimate strength criteria to ensure no loss of function of piping and vessels under earthquake loading. (Originally submitted as appendix A in 1st Suppl. to PSA Report).

Section III- Additional information and corrections to Supplements 1-2-3 of PSA Report.

Section IV- Revised pages for PSA Report.

CERTIFICATE OF SERVICE, dated 10/18/67 showing service of Amdt #5, upon Mr. Lyle F. Carpenter, Chairman, San Luis Obispo County Board of Supervisors, San Luis Obispo, California. (3 signed and 67 conf'd cys Amdt #5, w/Certificate of Service and 70 cys of Suppl. #4, rec'd #3470.

Re: FOIA-88-156
(Final Response)

APPENDIX D
(cont'd)

- | <u>DATE DOCKETED</u> | <u>DESCRIPTION</u> |
|----------------------|--|
| 8. 11/6/67 | <p>Letter dated 11/6/67, from PG&E transmitting the following:</p> <p><u>AMDT. #6</u>, notarized 11/6/67 consisting of:
<u>SUPPL. #5</u>, which includes the following:</p> <p><u>SECTION I-</u> Contains the Co's response to Item (2) regarding research and development programs appropriate for Diablo Canyon and Item (3) regarding 6/15/67 ACRS report on Vermont Yankee. Response to Item (1) is contained in Amdt. #4.</p> <p><u>SECTION II-</u> Contains answers to question requested in our letter 10/26/67. Other answers to letter will be submitted by 11/10/67.</p> <p><u>SECTION III-</u> Revised pages for insertion in PSA Report.</p> <p><u>SECTION IV-</u> Contains revised answers to questions I.A and IV.Q orig. submitted in 1st and 2nd Suppl. of PSA Report.</p> <p><u>APPENDIX A-</u> WCAP-7113- Use of burnable poison rods in Westinghouse pressurized water reactors.</p> <p><u>APPENDIX B-</u> WCAP-7045- Experimental determination of the departure from nucleate boiling in large rod bundles at high pressures.</p> |
| 9. 11/9/67 | <p>Letter dated 11/9/67, from PG&E transmitting the following:</p> <p><u>AMDT. #7</u>, notarized 11/9/67, consisting of:
<u>SUPPL. #6</u>, consisting, 2 sections: Section 1. Answers question ref. our 10/26/67 letter on Emergency Core Cooling System, and Suppl. information on Instrumentation and Control Systems. Section 2. Answers questions ref. our 11/1/67 letter which transmits ACRS questions.</p> <p><u>CERTIFICATE OF SERVICE</u>, dated 11/9/67 showing Service of Amdt #7, upon Mr. Lyle F. Carpenter, San Luis Obispo County, California.
(3 orig and 67 conf'd cys rec'd, #3730)</p> |

APPENDIX D
(cont'd)

- | <u>DATE DOCKETED</u> | <u>DESCRIPTION</u> |
|----------------------|---|
| 10. 12/5/67 | Letter dated 11/30/67 from PG&E transmitting the following:

AMDT. #8, notarized 11/29/67, submitting the following:
<u>SUPPL. #7</u> , to PSA Report consisting of 1- Info on design of the plant to protect against tsunami
2. Additional info in plant instrumentation and control This information documents discussions held with AEC Staff on 11/21-22/67.
(1 cy letter, 3 orig and 67 conf'd cys of enclosures #3962)

Certificate of Service dated, 11/30/67 showing service of Amdt. #8, Lyle Carpenter, San Luis Obispo, California. |
| 11. 12/6/67 | Letter dated 12/6/67, from PG&E transmitting the following:

<u>AMDT #9</u> , submitting the following: (Notarized 12/6/67)
<u>SUPPL. #8</u> , to PSA Report consist of additional information to document discussions held with AEC Staff on 11/30/67 and 12/1/67.

Certificate of Service, dated 12/6/67, showing service of Amdt #9, upon Lyle Carpenter, San Luis Obispo, California. (1 cy of letter and 3 orig. and 67 conf'd cys of encl's rec'd #3971.) |
| 12. 12/18/67 | Letter dated 12/14/67 from PG&E transmitting:

Corrected Page 2 of Amendment No. 5- revised to correct typographical error in one number

(1 original letter and 70 cys of encl. #4086) |
| 13. 12/20/67 | Letter to The Honorable Glen T. Seaborg from N. J. Palladino, re: Report on Pacific Gas and Electric Company Nuclear Unit-- Diablo Canyon Site (5 pages), ACRS-R-0352. |
| 14. 1/19/68 | <u>Partial Summary of Application Prepared by Pacific Gas and Electric Company</u> , dated 1/19/68. |

APPENDIX D
(cont'd)

<u>DATE DOCKETED</u>	<u>DESCRIPTION</u>
15. 4/23/68	INITIAL DECISION authorizing the Director of Regulation to issue a provisional construction permit pursuant to Section 104B of the Act within 10 days from the date of the issuance of this decision. Decision shall be immediately effective and shall constitute the final decision of the Commission 45 days after issuance in the absence of any further order from the Commission.
16. 4/23/68	Letter dated 4/23/68 to PG&E Company transmitting the following: <u>Provisional Construction Permit No. CPPR-39</u> authorizing PG&E Co. to construct a pressurized water nuclear reactor, designated as the Diablo Canyon Nuclear Power Plant, on the company's site in San Luis Obispo County, California. Federal Register Notice
17. 6/28/71	Letter dated 6/28/71 from PG&E transmitting the following: 1970 Annual Report for PG&E (1 cy rec'd 6/28/71 and 9 additional cys rec'd 7/2/71, #2975)
18. 8/9/71	Letter dated 8/9/71 from PG&E dated and notarized 8/9/71 transmitting the following: 1. Applicant's enviro. Report for Diablo Canyon Units 1-2. 2. CERTIFICATE OF SERVICE, dated 8/9/71 showing service of above upon John Freeman, Chairman, Board of Supervisors, San Luis Obispo, California. (1 cy letter (3) signed and 597 cys of amendment application notice, 600 cys of Environmental Report, #3575)
19. 8/13/71	Letter dated 8/13/71 to PG&E transmitting ARC adopted interim acceptance criteria for the performance of ECCS.
20. 8/6/71	Letter dated 8/6/71 to PG&E adv of Calvert Cliffs Decision and that appl's environmental report should be reviewed for possible add'l info. to conform to Court Decision w/4 encl's (Encl's filed under 50-348).

Re: FOIA-88-156
(Final Response)

APPENDIX D
(cont'd)

21. 9/24/71 Letter dated 9/24/71 to John F. Bonner, PG&E transmitting:
Amendments to Revised Appendix D
(complete package filed in 50-309)
22. 10/19/71 Letter dated 10/18/71 from PG&E re Sec. 3 App D 10 CFR 50
re SHOW CAUSE, transmitting the following:
Statement notarized 10/18/71 on reasons why Const
Permit for Diablo Canyon Units 1 and 2 should not
be suspended in whole or part pending completion
of NEPA review.

Re: FOIA-88-156
(Final Response)

Appendix E
Released Records

1. 01/30/68 "Testimony of Charles A. Lovejoy concerning financial qualifications of applicant" (7 pages)
2. 04/14/67 Letter to N. J. Palladion from Peter A. Morris, (1 page) with enclosure "Preliminary Aspects of Pacific Gas and Electric Company's Application for a Nuclear Power Plant at Proposed Diablo Canyon Site." (3 pages)



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

July 1987

OBTAINING COPIES OF RECORDS FROM
THE PUBLIC DOCUMENT ROOM

CHARGES. Requests for the reproduction of records at the U. S. Nuclear Regulatory Commission (NRC) Public Document Room (PDR) in Washington, D. C., are performed by a copying service contractor, Facilities Management Incorporated. The contract for copying services provides for the following rates for copying records maintained at the PDR.

1. Paper to paper is \$0.06 per page except for oversized records and engineering drawings which vary from \$1.50 to \$7.00 per square foot depending on size of record and type of reproduction process used. A self-service copier is provided in the reading room at a charge of 10¢ per page.
2. Microform to microform is \$1.00 per microfiche and aperture card.
3. Microform to paper is \$0.06 per page for pages on microfiche and \$1.25 a square foot for a full sized print or \$3.00 for a reduced 18" x 24" sized print of a drawing on an aperture card.
4. Orders completed for mailing or for a special delivery service will have an additional fee for the actual mailing, shipping, or delivery service rate. Unless a user requests special packing materials, there is no additional charge by the contractor for wrapping materials and handling.

PLACING ORDERS FOR COPIES OF RECORDS. Copies of records maintained at the PDR may be obtained by visiting the PDR at 1717 H Street, N. W., Washington, D. C. 20555; by calling the PDR, Reference Services, at (202) 634-3273; or by writing to the PDR at the above address.

In ordering records identified on appendices to NRC's responses to Freedom of Information Act requests, a person may place telephone orders whenever all records are being requested, or no more than three records from different file locations are being requested. If a requester is interested in only some of the records identified on appendices, the requester should place a check mark beside each requested record identified on appendices and send copies of the marked pages to the PDR. The PDR staff will then arrange for the records to be copied by the copying service contractor.

PAYMENTS. Payment for reproduction services can be accomplished in several modes. For in-person requests, the on-site contractor will collect payment when the copies are given to the requester. A dime coin paper copier is also available for a person's use. For copies which are to be mailed, an invoice will accompany the order. An account may be established with Facilities Management Incorporated by contracting Ms. Louise Austin at (202) 775-0564 between 7:45 a.m. and 3 p.m. Eastern time. If an account is being utilized for an order, the account must have been preestablished with this contractor, not the previous contractor.

INQUIRIES REGARDING ORDERS. The contractor's on-site telephone number is (202) 775-0564. Inquiries related to the status of reproduction orders should be addressed in the following manner:

1. For records ordered by a telephone call to the PDR, contact the contractor and provide the approximate date of the telephone request, the name of the entity to be billed, and the method of delivery of records to you.
2. For records ordered by an on-site visit to the PDR, contact the contractor and provide him with the following information obtained from your copy of the reproduction request form: date ordered, entity to be billed, the request number and the method of delivery of records to you.
3. For records ordered by letter to the PDR, contact the PDR and reference your letter.

O'MELVENY & MYERS

400 SOUTH HOPE STREET
LOS ANGELES, CALIFORNIA 90071-2899

TELEPHONE (213) 689-8000
TELEX 874122 (213) 8278914 (DDD)

810 NEWPORT CENTER DRIVE
NEWPORT BEACH, CALIFORNIA 92660-6429
TELEPHONE (714) 760-9800 (213) 689-8000
TELEX (714) 7201397 (DDD) (4722088 (ITT))

10 FINNSBURY SQUARE
LONDON EC2A 1LA
TELEPHONE 01-255 9461
TELEX 916659
FACSIMILE 01-638 8206

OUR FILE NUMBER

1800 M STREET N.W.
WASHINGTON, D. C. 20036-8887
TELEPHONE (202) 467-8300
TELEX 89822 (202) 8333679 (DDD)

CITICORP CENTER
53 EAST 53RD STREET
NEW YORK, NEW YORK 10022-4611
TELEPHONE (212) 329-2000
TELEX 129106

1800 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90007-1889
TELEPHONE (213) 563-8700
TELEX 874097

WRITER'S DIRECT DIAL NUMBER

(415) 768-8395

March 3, 1988

FREEDOM OF INFORMATION
ACT REQUEST

FOIA-88-156
Rec'd 3-8-88

Director, Office of Administration
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Subject: Freedom of Information Act Request

Pursuant to the Freedom of Information Act (5 USC 552 et seq.) and implementing regulation 10 CFR 9 subpart A, we request that you furnish the documents identified in the attached FOIA request.

In accordance with the provisions of 10 CFR 9.14, we are prepared to pay fees necessarily incurred in responding to this request.

If you should have any questions regarding the request, please contact the undersigned at telephone number (415) 768-8395. Your prompt attention to this request will be greatly appreciated.

Very truly yours,

Julie A. McMillan
Julie A. McMillan
for O'Melveny & Myers

Enclosure

415-561-0905

Still want records

8805190109

FOIA REQUEST

Please provide copies of all documents regarding any inspection or audit or study performed by or on behalf of the AEC conducted on Diablo Canyon Units 1 and 2 before September 1971.