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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

'86 APR -7 P3:55

In the Matter of)
)
TEXAS UTILITIES ELECTRIC) Docket Nos. 50-445 OL
COMPANY, et al.) 50-446
)
(Comanche Peak Steam Electric)
Station, Units 1 and 2))

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

NRC STAFF'S FURTHER COMMENTS
ON THE STATISTICAL INFERENCE MEMORANDUM

I. INTRODUCTION

On November 11, 1985, the Licensing Boards ^{1/} issued their "Memorandum (Statistical Inferences from CPRT Sampling)" ("Memorandum"). Therein, the Board expressed certain propositions and concerns about the statistical sampling process developed and being used by the CPRT. The Board acknowledged that the CPRT Program Plan and results are not yet in evidence, but raised its concerns now to avoid delay at a later state in this proceeding. Memorandum at 1. The Board invited the comments of the parties on the points made in the Memorandum. Memorandum at 4-5.

The Staff submitted its comments on the Board's concern regarding the potential need for an exemption from Appendix B (see Memorandum at 4) on January 30, 1986. "NRC Staff Comments on Statistical Inference

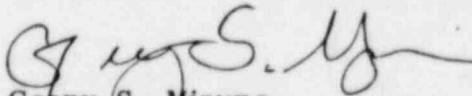
^{1/} On December 24, 1985, the two dockets in this proceeding were unified into one docket before the initial Licensing Board. Therefore, all further reference will be to the "Board."

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Memorandum" ("Staff Comments"). The Staff there indicated that the Board chairman consented to the Staff's proposal that it be permitted to respond to the Board's technical questions on statistics in a Supplemental Safety Evaluation Report ("SSER") evaluating the CPRT Program Plan, then expected to be issued at the end of February 1986. The Staff also indicated that it was the Board chairman's desire that if the issuance of the SSER was delayed, the Staff would endeavor to address the matters raised in the Memorandum in a separate filing. Staff Comments, pp.2-3 and n.5.

By letter of February 28, 1986, the Staff informed the Board that issuance of the SSER would be delayed beyond the end of February, and that the Staff would respond to the Board's Memorandum in a separate filing to be submitted by March 14, 1986. Subsequently, the Staff informed the Board that this filing would be submitted by April 4, 1986. Attached please find the "Joint Affidavit of Dan Lurie and Evangelos Marinos Addressing the Board Concerns on Statistical Inferences From CPRT Sampling", which responds to the technical concerns in the Board's Memorandum.

Respectfully submitted,



Geary S. Mizuno
Counsel for NRC Staff

Dated at Bethesda, Maryland
this 4th day of April, 1986