

DUKE POWER COMPANY

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HAL B. TUCKER  
VICE PRESIDENT  
NUCLEAR PRODUCTION

May 21, 1986

Mr. Harold R. Denton, Director  
Office of Nuclear Reactor Regulation  
U. S. Nuclear Regulatory Commission  
Washington, D. C. 20555

Attention: Mr. B. J. Youngblood, Project Director  
PWR Project Directorate No. 4

Re: Catawba Nuclear Station, Unit 1  
Docket No. 50-413

Dear Sir:

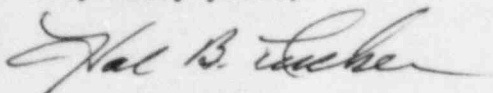
By letter dated November 25, 1985, Duke Power Company (Duke) requested a twelve (12) month extension of the deadline for filing the first update of the Catawba Final Safety Analysis Report (FSAR) in accordance with 10 CFR 50.71(e)(3)(i). Justifications for the extension were provided in this request.

On December 12, 1985, the NRC published (50 FR 50764) a Final Rule which modified the criteria for granting exemptions. The purpose of this letter is to address the revised criteria under which the NRC would grant the requested exemption.

Based on the justifications provided in the November 25, 1985 request, special circumstances described by Part 50.12(a)(2)ii and V, exist in that application of the regulation (50.71(e)(3)(i)) in the particular circumstances is not necessary to achieve the underlying purpose of the rule in that Duke updated the Catawba FSAR in support of the licensing of Catawba Unit 2 by submittal of Revision 14 on January 31, 1986. The exemption would provide only temporary relief from the applicable regulation in that a twelve (12) month extension is requested, and Duke has made a good faith effort to comply with the regulation by submittal of Revision 14 to the FSAR.

Therefore, based on the November 25, 1985 request and the discussion above, it is our conclusion that the requested exemption is authorized by law, will not present an undue risk to the public health and safety and is consistent with the common defense and security.

Very truly yours,



Hal B. Tucker

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May 21, 1986

Page Two

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NRC Resident Inspector  
Catawba Nuclear Station