

DCS

Alabama Power Company
40 Inverness Center Parkway
Post Office Box 1295
Birmingham, Alabama 35201
Telephone 205 868-5581

W. G. Hairston, III
Senior Vice President
Nuclear Operations



Alabama Power
the southern electric system

June 1, 1989

Docket Nos. 50-348
50-364

Enforcement Action 88-113

Mr. James Lieberman
Director
Office of Enforcement
United States Nuclear Regulatory Commission
Washington, D. C. 20555

Attention: Document Control Dept.

Subject: Farley Nuclear Plant Units 1 and 2, EA 88-113,
Request for an Enforcement Hearing

Dear Mr. Lieberman:

This letter transmits Alabama Power Company's Request for an Enforcement Hearing. It is the position of Alabama Power Company that the uncontradicted evidence in this matter is that the Train A Emergency Core Cooling System (ECCS) subsystem charging pumps on Units 1 and 2 were operable for use in the recirculation mode and, accordingly, that the Train A ECCS subsystem was operable. Alabama Power Company has previously provided the Staff with the basis for this position. The NRC Staff has disagreed, but has not provided us with any objective engineering evidence that refutes it.

Moreover, it is Alabama Power Company's position that management's action in response to the accumulation of hydrogen was proper, reasonable and within the requirements of the Technical Specifications and Final Safety Analysis Report for its J. M. Farley Nuclear Plant. Alabama Power Company considers that it would be wrong to admit to a violation of an operability requirement when, in its best judgment, the pumps would have performed their intended function.

Alabama Power Company is always willing to discuss the matter further in any appropriate forum should you desire to do so.

Respectfully submitted,

W. G. Hairston III
W. G. Hairston, III

WGH:emb/NEL-89-0168

Enclosure

8906070065 890601
PDR ADOCK 05000348
PDC

IE14
11