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ACCESSION NBR: 8301040265      DOC. DATE: 82/12/30      NOTARIZED: NO      DOCKET #  
FACIL: 50-261 H. B. Robinson Plant, Unit 2, Carolina Power and Light      05000261  
AUTH. NAME      AUTHOR AFFILIATION  
EURY, L.W.      Carolina Power & Light Co.  
RECIP. NAME      RECIPIENT AFFILIATION  
VARGA, S.A.      Operating Reactors Branch 1

SUBJECT: Responds to NRC 821210 draft SER re App R exemption requests. Addl info to be submitted 830104. Appeal meeting requested if any exemptions remain in preliminary denial stage.

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Carolina Power & Light Company

December 30, 1982

Office of Nuclear Reactor Regulation  
ATTN: Mr. Steven A. Varga, Chief  
Operating Reactors Branch No. 1  
United States Nuclear Regulatory Commission  
Washington, DC 20555

H. B. ROBINSON STEAM ELECTRIC PLANT, UNIT NO. 2  
DOCKET NO. 50-261  
LICENSE NO. DPR-23  
DRAFT SER ON APPENDIX R EXEMPTION REQUEST

Dear Mr. Varga:

Your letter of December 10, 1982, which transmitted NRC's Draft Safety Evaluation Report (SER) concerning the H. B. Robinson Appendix R Exemption Requests, was received by Carolina Power & Light Company (CP&L) on December 20, 1982. We are presently conducting a review, as requested by your letter, to determine the accuracy of the technical content contained within this document. In the event we determine any such inaccuracies, we will promptly notify your staff by telephone and follow that with appropriate written documentation if requested.

Our initial reading of the draft SER indicates that the NRC Staff has preliminarily recommended that five exemption requests for the H. B. Robinson Plant be denied. Your letter provided three options concerning follow-up action for preliminary recommendations of exemption denials. It is our intent to exercise the appeal option set forth in your letter and CP&L hereby requests that a meeting be scheduled between representatives of CP&L and Mr. William Johnston, Assistant Director for Materials and Qualifications Engineering, and any other appropriate members of the NRC Staff in order to discuss the five exemptions for which denial has been preliminarily recommended. This meeting should be scheduled some time after the week of January 4, because we believe that there is additional information which has been requested by your Staff which would enable the NRC Staff to conclude that several of these exemptions should, in fact, be granted. This information will be submitted the week of January 4, 1983. To the extent that any exemptions remain in the preliminary denial stage following submittal of this information by CP&L and review thereof by NRC Staff, it would then be appropriate to hold the appeal meeting requested herein. In the event that NRC final agency action, i.e., issuance of the final safety evaluation report for Appendix R, contains denials of exemption requests it is our intent not only to file additional exemption requests, but also to take appropriate legal action as necessary to protect our position.

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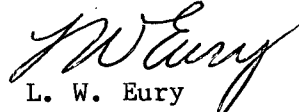
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Mr. S. A. Varga

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If you have any questions concerning this matter, please contact our staff.

Yours very truly,



L. W. Eury  
Senior Vice President  
Power Supply

DLB/LWE/mag (5934C9T6)

cc: Mr. J. P. O'Reilly (NRC-RII)  
Mr. G. Requa (NRC)  
Mr. Steve Weise (NRC-HBR)