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 FACIL: 50-251 H. B. Robinson Plant, Unit 2, Carolina Power and Light 05000261
 AUTH. NAME: UTLEY, E. E. AUTHOR AFFILIATION: Carolina Power & Light Co.
 RECIP. NAME: PALLADINO, N. J. RECIPIENT AFFILIATION: Commissioners

SUBJECT: Requests exemptions to 10CFR50.48 & App R be extended to 820301 due to magnitude of mops suggested in consultant study. Addl reviews required to assure that proposed mops would not degrade plant safety.

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Carolina Power & Light Company

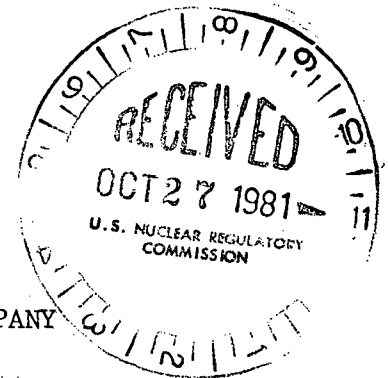
October 15, 1981

Denton
Docket

File: NG-3514(R)

Serial No.: NO-81-1701

Honorable Nunzio J. Palladino
Chairman
United States Nuclear Regulatory Commission
Washington, D.C. 20555



H. B. ROBINSON STEAM ELECTRIC PLANT, UNIT NO. 2

DOCKET NO. 50-261

LICENSE NO. DPR-23

SUPPLEMENT TO PETITION OF CAROLINA POWER & LIGHT COMPANY
FOR EXEMPTION FROM CERTAIN REQUIREMENTS OF
10 CFR 50.48 AND APPENDIX R TO 10 CFR PART 50

Dear Dr. Palladino:

By letter dated March 11, 1981 and supplemented by letter dated June 30, 1981, Carolina Power & Light Company (CP&L) submitted to the NRC a petition for exemptions from certain of the requirements of 10CFR 50.48 and Appendix R to 10CFR 50, with respect to the H. B. Robinson Steam Electric Plant, Unit No. 2.

Among other things, CP&L requested exemptions from the requirements of §50.48 (c) in the following respects:

- (a) Extend to September 1, 1981 the date for:
 - (i) Submittal of plans and schedules for any modifications necessary to achieve compliance with Section III.G.2 of Appendix R and design descriptions of alternative or dedicated shutdown systems to comply with Sections III.G.3 and III.L, if such are necessary;
 - (ii) Filing requests for additional exemptions from Sections III.G and III.L pursuant to §§50.12 (a) and 50.48(c)(6).
- (b) Extend to September 1, 1981 the date from which the installation schedules established in §50.48(c)(2) and (3) are calculated.

Since our June 30 filing, CP&L has, through its consultant, completed the studies described in our March 11, 1981 letter. The study results presented to us suggest certain modifications which, if implemented, would present unreviewed safety questions. Due to the magnitude of the modifications suggested in this study, and the fact that new dedicated equipment would be required, additional reviews have been

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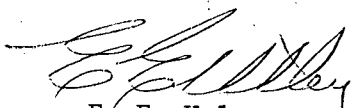
identified which must be conducted in order to insure that these modifications would not adversely impact plant safety. In order to complete such reviews and assure that the proposed modifications would not constitute any degradation of plant safety, additional time will be necessary to evaluate further action in our fire protection program. While we recognize that this constitutes an extension beyond our original extension date of July 1, 1981, we believe this represents the unavoidable outcome of a rule which, as we have previously pointed out to the Commission, fails to recognize the need for integration of plant operations into the fire protection program.

Accordingly, CP&L hereby requests that the exemptions described in paragraphs (a) and (b) above be extended from September 1, 1981 to March 1, 1982.

It is clear that the NRC staff believes that requests for extension of time can be granted without adverse impact to the public health and safety. Mr. Edson G. Case filed an affidavit on June 15, 1981 in the United States Court of Appeals for the District of Columbia Circuit as part of Respondent's Opposition to Motion for Stay in the case of the Connecticut Light and Power Company, ET AL v. Nuclear Regulatory Commission. In his Affidavit, Mr. Case stated that licensees for 43 out of the 70 operating plants affected by the rule have filed requests for extensions of the schedule. If the NRC considered that these extensions jeopardized the health and safety of the public, it is evident that the ruling on these requests would have been made long before now.

Clearly then, the granting of CP&L's request for an additional extension of the schedules established in §50.48(c) will in no way adversely affect the health and safety of the public and, indeed, is necessary to ensure the continued protection of the public health and safety.

Yours very truly,



E. E. Utley
Executive Vice President
Power Supply and
Engineering & Construction

DLB/lr (4366)

Sworn to and subscribed before me this 15th day of October, 1981.

Franklin Murray
Notary Public

My commission expires: October 4, 1986

